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—BY—

BENJAMIN F. DILL.

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Message of the President.

Veto of District of Columbia Suffrage Bill.

To the Senate of the United States:

I have received and considered a bill entitled "An act to regulate the elective franchise in the District of Columbia," passed by the senate on the 13th of December, and by the house of representatives on the succeeding day. It was presented for my approval on the 28th ult., six days after the adjournment of congress, and is now returned, with my objections, to the senate, in which house it originated.

Measures having been introduced at the commencement of the present congress for the extension of the elective franchise to persons of color in the District of Columbia, steps were taken by the corporate authorities of Washington and Georgetown to ascertain and make known the opinion of the two cities upon the subject so immediately affecting their welfare as a community. The question was submitted to the people at special elections, held in the month of December, 1865, when the qualified voters of Washington and Georgetown, with great unanimity of sentiment, expressed themselves opposed to the contemplated legislation. In Washington, in a vote of 6556, the largest, with but two exceptions, ever polled in that city, only thirty-five ballots were cast for negro suffrage, while in Georgetown, in a aggregate of 873 votes, a number considerably in excess of the average vote at the four preceding annual elections, but one was given in favor of the proposed extension of the elective franchise. As these elections seem to have been conducted with entire fairness the result can be accepted as a truthful expression of the opinion of the people of the District upon the question which evoked it. Possessing, as an organized community, the same corporate right as the inhabitants of a state or territory to make known their will upon matters which affect their social and political condition, they could have selected no more appropriate mode of memorializing congress upon the subject of this bill than through the suffrages of their qualified voters. Entirely disregarding the wishes of the people of the District of Columbia, congress has deemed it right and expedient to pass the measure now submitted for my signature. It therefore becomes the duty of the executive, standing between the legislation of the one and the will of the other, fairly expressed, to determine whether he should approve the bill and thus aid in placing upon the statute books of the nation a law against which the people, to whom it is to apply, have solemnly and with unanimity protested, or whether he should return it with his objections, in the hope that upon reconsideration congress, acting as the representatives of the inhabitants of the seat of government, will permit them to regulate a purely local question upon which they seem best suited to their interests and condition. The District of Columbia was ceded to the United States by Maryland and Virginia, in order that it might become the permanent seat of government of the United States. Accepted by congress, it at once became subject to the exclusive legislation for which provision is made in the federal constitution. It should be borne in mind hereafter that in its functions as the law-making power of the District of Columbia, the authority of the national legislature is not without limit, but that congress is bound to observe the letter and spirit of the constitution, as well in the enactment of local laws for the seat of government, as in legislation common to the Union. Were it to be admitted that the right to exercise exclusive legislation in all cases whatsoever conferred upon congress unlimited power within the tract of Columbia, titles of nobility might be granted within its boundaries, laws might be made respecting a religious establishment of the religion or prohibiting the free exercise thereof, or abridging the freedom of speech, or of the press, or the right of the people peaceably to assemble and to petition the government for a redress of grievances, or the unreasonable searches and seizures might prevail at the seat of government of a free republic, and as a place of permanent residence, it would be avoided by all who prefer the blessings of liberty to the mere emoluments of official position. It should also be remembered that in legislating for the District of Columbia under the federal constitution, the relation of congress to its inhabitants is analagous to that of a legislature of the people of a state under their own local constitution. It does not, therefore, seem to be asking too much of the white race that to congress in a matter pertaining to the District, congress should have a like respect for the will and interests of its inhabitants, as is entertained by a state legislature for the wishes and prosperity of those for whom they legislate. The spirit of our constitution and the genius of our government require that in regard to any law which is to affect and have a permanent bearing upon a people, their will should exact at least a reasonable influence upon those who are acting in the capacity of their legislators. Would, for instance, the legislature of the state of New York, or of Pennsylvania, or of Indiana, or of any state in the union, in opposition to the expressed will of a large majority of the people whom they were chosen to represent, arbitrarily force upon them, as citizens, persons of the African or negro race, and make them eligible for the office, without any other qualifications than a certain term of residence within the state. In neither of the states named would the enforced population, even meeting together, be able to produce any great social or political result. Yet in New York, before he can vote, the man of color must fulfill conditions that are not required of the white citizen. In Pennsylvania the elective franchise is reserved to white freemen, while in Indiana, negroes and mulattoes are expressly excluded from the right of suffrage.

It hardly seems consistent with the principles of right and justice, that representatives of states where suffrage is either denied the colored man or granted to him on qualifications requiring intelligence or property, should compel the people of the District of Columbia to try an experiment which their own constituents have thus far shown an unwillingness to test for themselves. Nor does it accord with our republican ideas that the principle of the government should lose its force when applied to residents of the District, merely because their legislators are not like those of the states—responsible through the ballot to the people, for whom they are the law making power. The great object of placing the seat of government under the executive legislation of congress, was to secure the entire independence of the general government from undue state influence, and to enable it to discharge, without danger of interruption or infringement of its authority, the high functions for which it was created by the people. For this important purpose it was ceded to the United States by Maryland and Virginia, and it certainly never could have been contemplated as one of the objects to be attained by placing it under the exclusive jurisdiction of congress, that it would afford to propagandists or political parties a place for an experimental test of their principles and theories. While indeed the residents of the seat of government are not citizens of any state, and are not therefore allowed a voice in the electoral college or representation in the councils of the nation, they are nevertheless American citizens entitled as such to every right which pertains to citizens of our common country. In all matters, then, affecting their domestic affairs, the spirit of our democratic form of government demands that their wishes should be consulted and respected, and they taught to feel that, although not permitted practically to participate in national concerns, they are, nevertheless, under a paternal government, regardful of their rights, mindful of their wants and solicitous for their prosperity. It was evidently contemplated that all local questions would be left to their decision, at least to an extent that would not be incompatible with the object for which congress was granted exclusive legislation over the seat of government. When the constitution was yet under consideration it was assumed by Madison that its inhabitants would be allowed a municipal legislature for local purposes derived from their own suffrages. When for the first time congress in the year 1801 assembled at Washington, President Adams in his speech at its opening reminded the two houses that it was for them to consider whether the local powers over the District of Columbia, vested by the constitution in the congress of the United States, should be immediately exercised, and he asked them to "consider it as the capital of a great nation advancing in art, in commerce, in wealth and in population, and possessing within itself those resources which if not thrown away, or lamentably misdirected, would secure to it a long course of prosperity and self-government." Three years had not elapsed when congress was called upon to determine the propriety of receeding to Maryland and Virginia the jurisdiction of the territory which they had respectively relinquished to the government of the United States. It was urged on the one hand that exclusive jurisdiction was not necessary or useful to the government, that if deprived the inhabitants of the District of their political rights, that much of the time of congress was consumed in legislation pertaining to it, that its government was expensive, that congress was not competent to legislate for the District, because its members were strangers to its local concerns; and that it was an example of government without representation—an experiment dangerous to the liberties of the states. On the other hand it was held among reasons, and successfully, that the constitution, the acts of cession of Virginia and Maryland and the act of congress accepting the grant, all contemplated the exercise of exclusive legislation by congress; and that its usefulness, if not its necessity, was inferred from the inconvenience which was felt for want of it by the congress of the confederation; that the people themselves, who it was said had been deprived of their political rights, had not complained and did not desire a retrocession, that the evil might be remedied by giving them a representation in congress, when the District should become sufficiently populous, and in the meantime a local legislature; that the trouble and expense of legislating for the District would not be great, but would diminish, and might in a great measure be avoided by a local legislature, and that congress could not retrocede the territory without their consent. Continuing to live substantially under the laws that existed at the time of the cession, and such changes only having been made as were suggested by themselves, the people of the District have never sought by a local legislature that which has generally been willingly acceded by the congress of the nation. As a general rule, sound policy requires that the legislature should yield to the wishes of a people, when not inconsistent with the constitution and the laws. The measures united to one community might not be well adapted to the condition of another, and the persons best qualified to determine such questions are those whose interests are to be directly affected by any proposed law. In Massachusetts, for instance, male persons are allowed to vote without regard to color, provided they possess a certain degree of intelligence. In a population of that state of 1,231,066 there were, by the census of 1860, only 9932 persons of color, and of the males over twenty-one years of age there were 230,086 whites to 2962 colored. By the same official information there were in the District of Columbia 60,764 whites to 14,316 persons of the colored race. Since then, however, the population of this District has largely increased, and it is estimated that at the present time there are nearly 100,000 whites to 30,000 negroes. Because of the augmented number of the latter class, needs explanation. Continuous slave Virginia, the District of war, became a place of refuge for those who escaped from servitude, and the abiding place of a considerable population of those who sought the benefits of a shelter from bondage. Drawn hither by the promise of employment and for mental culture, their first act knowing of the government was required which, by conferring upon them freedom, became the benefactor of their race. The test of their capability for improvement began when, for the first time, the rewards of free industry and the avenues to intelligence were opened to them. Possessing these advantages but a limited time—the greater number, perhaps, having entered the District of Columbia during the latter years of the war or since its termination—we may well pause to inquire whether, after so brief a probation they are, as a class, capable of an intelligent exercise of the right of suffrage, and qualified to discharge the duties of civil positions.

The people who are daily witnesses of their mode of living, and who have become familiar with their habits of thought, have expressed the conviction that they are not yet competent to serve as electors, and this became eligible for office by local governments under which they live. Clothed with the elective franchise, their numbers, already largely in excess of the density, would be soon increased by an influx from the adjoining states. Drawn from fields where they were dependent, they would in vain seek employment to add to the embarrassments already experienced from the large class of persons congregated in the District. Hardly yet capable of forming correct judgments as regards the responsibility that often make the issues of a political contest, they could readily be made subservient to the purposes of designing persons. While in Massachusetts, under the census of 1860, the proportion of white to colored males over twenty years of age was one hundred and thirty to one, here the black race constitutes nearly one-third of the entire population, whilst the same class surrounds the District on all sides, ready to change their residence at the other side, at the call or impulse of a mercenary mob, and with all the facility of a nomadic people, in order to enjoy here, after a short residence, a privilege they find no where else. It is within their power in one year to come into the District in such numbers as to have the supreme control of the white race and to govern them by their own officers, and by the exercise of all the municipal authority, among the rest, of the power of taxation over property in which they have no interest. In Massachusetts, where they have enjoyed the benefits of a thorough educational system, the qualification of intelligence is required, while here, suffrage is extended to all without discrimination, as well to the most incapable, who can prove a residence of the District of one year, as to those persons of color who, comparatively few in number, are permanent inhabitants, and having given evidence of merit and qualification are recognized as useful and responsible members of the community. Imposed upon an unwilling people, placed by the constitution under the exclusive legislation of congress, it would be received as an arbitrary exercise of power, and as an indication by the country, of the purpose of congress to compel the acceptance of negro suffrage by the states. It would engender a feeling of opposition and hatred between the races, which, becoming deeper and more ineradicable, would prevent them from living together in a state of mutual friendliness. Carefully avoiding every measure that might tend to produce such a result, and following the clear and well ascertained popular will, we should assiduously endeavor to promote kindly relations between them, and thus, when that popular will leads the way, prepare for the gradual and harmonious introduction of this new element into the political power of the country. It cannot be urged that the proposed extension of suffrage in the District of Columbia is necessary to enable persons of color to protect either their interests or their rights. They stand here precisely as they stand in Pennsylvania, Ohio and Indiana. Here, as elsewhere, in all that pertains to civil rights, there is nothing to distinguish this class of persons from citizens of the United States, for they possess the "full and equal benefit of all laws and proceedings for the security of person and property as is enjoyed by white citizens," and are made "subject to like punishment, pains and penalties, and to none other, any law, statutes, ordinance, regulation or custom to the contrary notwithstanding." Now as has been assumed are their suffrages necessary to add a loyal sentiment here, for local governments already exist of undoubted fealty to the government, and are sustained by communities which were among the first to testify their devotion to the union, and which, during the struggle, furnished their full quotas of men to the military service of the country. The exercise of the elective franchise is the highest attitude of an American citizen, and when gained by virtue, intelligence, patriotism and a proper appreciation of our institutions, constitutes the true basis of a democratic form of government in which the sovereign power is lodged in the body of the people. Its influence for good necessarily depends upon the elevated character and patriotism of the elector, for if exercised by persons who do not justly estimate its value, and who are indifferent as to its results, it will only serve as a means of placing power in the hands of the unprincipled and ambitious, and must eventuate in the complete destruction of that liberty which should be the most powerful conservator. Great danger is therefore to be apprehended from an untimely extension of this elective franchise to any new class in our country, especially when the large majority of that class, in wielding the power thus placed in their hands cannot be expected correctly to comprehend the duties and responsibilities which pertain to suffrage. Yesterday, as it were, four millions of persons were held in a condition of slavery that had existed for generations; to-day they are freedmen, and are assumed by law to be citizens. It cannot be presumed from their previous condition of servitude, that as a class they are as well informed as to the nature of our government as the intelligent foreigner who makes our land the home of his choice. In the case of the latter, neither a residence of five years and the knowledge of our institutions which it gives, nor attachment to the principles of the constitution, are the only conditions upon which he can be admitted to citizenship. He must prove, in addition, a good moral character, and thus give reasonable ground for the belief that he will be faithful to the obligations which he assumes as a citizen of the republic.

Where a people—"the source of all political power"—speak by their suffrages through the instrumentality of the ballot box, it must be carefully guarded against the control of those who are corrupt in principle and enemies of free institutions; for it can only become to our political and social system a safe conductor of healthy popular sentiment when kept free from demoralizing influences. Controlled through fraud and usurpation by the designing, anarchy and despotism must inevitably follow. In the hands of the patriotic and worthy, our government will be preserved upon the principles of the constitution inherited from our fathers. It follows, therefore, that in admitting to the ballot box a new class, of voters not qualified for the elective franchise, we weaken our system of government instead of adding to its strength and durability. In returning this bill to the senate, I deeply regret that there should be any conflict of opinion between the legislative and executive departments of the government in regard to measures that vitally affect the prosperity and peace of the country, sincerely desiring to reconcile the states with one another, and the whole people to the government of the United States. It has been my earnest wish to co-operate with congress in all measures, having for their object a proper and complete adjustment of the questions resulting from our late civil war. Harmony between the co-ordinate branches of the government, always necessary for the public welfare, was never more demanded than at the present time, and it will, therefore, be my constant aim to promote, as far as possible, concert of action between them. Any differences of opinion that have already occurred have rendered me only the more cautious, lest the executive should encroach upon any of the prerogatives of congress, or by exceeding any measure intrusted to constitutional limit of his duties, destroy the equilibrium which should exist between the several co-ordinate departments, and which is so essential to the harmonious working of the government. I know it has been urged that the executive department is more likely to enlarge the sphere of its action than either of the other branches of the government, and especially in the exercise of the veto power conferred upon it by the constitution. It should be remembered, however, that the power is wholly negative and conservative in character, and was intended to operate as a check upon unconstitutional, hasty and improvident legislation, and as a means of protection against invasion of the just powers of the executive by the special departments. It is generally by Chief Justice of Kent that to entrust a power to a transcendant power, and that possesses it to be a faithful preservation of the people, there is danger in its presence with destructive weight of all the other parts of the machinery of government. If, in the lapse of time, been found necessary by the most skillful and most experienced artists in the office of civil policy that strong barriers should be erected for the protection and security of the other necessary powers of the government, nothing has been deemed more fit and expedient for the purpose than the provision that the head of the executive department should be so constituted as to secure a reasonable share of independence, and that he should have a negative upon the passage of laws, and that the judiciary power, resting on a still more permanent basis, should have the right of determining upon the validity of laws by the standard of the constitution. A necessity of some such check in the hands of the executive shown by reference to the most eminent writers upon our system of government, who seem to concur in the opinion that encroachments are most to be apprehended from the department in which all legislative powers are vested by the constitution. Mr. Madison, in referring to the difficulty of providing some practical security for each against the invasion of the other, remarks that "as legislative department is every where extending the sphere of its activity and drawing all power into its vortex. The founders of our republics can never to have recollected the danger from legislative usurpations, which, by assembling all power in the same hands must lead to despotic government as they threatened by executive usurpations. In a representative republic, where the executive magistrate is elected for a fixed term of office, and is made responsible for his conduct in that office, the extent and duration of his official power, and where the legislative power is controlled by an assembly which is kept in constant dependence upon the people, by frequent elections, and which is supported in strength, which is sufficiently numerous to be incapable of pursuing the objects of its passions by means which reason prompts. It is against this last and most formidable exhibition of this danger that the people ought to indulge all their jealousies and exhaust all their precautions. The legislative department derives a superiority in our government from other circumstances. The constitutional powers being at once more extensive and less susceptible of precise limits it can with the greater facility make under complicated and direct measures the encroachments which it makes on the co-ordinate departments. On the other side, the executive power being restrained within a narrower compass, and being more simple in its nature, and the judiciary being described by landmarks still less uncertain, projects of usurpation by these departments would immediately strike and defeat themselves; nor is this all, as the legislative department alone has access to the pockets of the people, and has in some constitutions full discretion, and in all a prevailing influence over the pecuniary rewards of those who fill the other departments, a dependence is thus created in the latter which gives still greater facilities to encroachments of the former. We have seen that the tendency of republican governments is to an aggrandizement of the legislative at the expense of the other departments. Mr. Jefferson, in referring to the early constitution of Virginia, objected that by its provisions all the powers of the government—legislative, executive and judicial—resulted to the legislative body, holding that the concentrating these in the same hands is precisely the definition of despotic governments. It will be no alleviation that these powers will be exercised by a plurality of hands, and not by a single one hundred and seventy-three despots, would surely be as opprobrious as one despot. It will avail us little that they are chosen by ourselves an elective despotism, was not the government we fought for, but one which should not only be founded on free principles, but in which the powers of government should be so divided and balanced among several bodies of magistracy as that no one could not transcend their legal limits without being effectually checked and restrained by the others. For this reason that convention which passed the ordinance of government laid the foundation on this basis. That the legislative, executive and judiciary departments should be separate and distinct, so that no person should exercise the powers of more than one of them at the same time, but no barrier was provided between these several powers; the judiciary and executive members were left dependent on the legislative for their subsistence in office, and some of them for their continuance in it. If, therefore, the legislature assumes executive and judiciary powers no opposition is likely to be made, nor if made, can be effectual, because in that case they may put their proceedings into the form of an act of assembly, which will render them obligatory on the other branches. They have, accordingly, in many instances decided rights which should have been left to judiciary controversy, and the direction of the executive during the whole time of their session is becoming habitual and familiar. Mr. Justice Story, in his commentaries on the constitution, reviews the same subject, and says, "The truth is that the legislative power is the great and overruling power in every free government." The representatives of the people will watch with jealousy every encroachment of the executive magistrate, for it trenches upon their own authority, but who shall watch the encroachment of these representatives? Will they be as jealous of the exercise of power by themselves as by others? There are many reasons which may be assigned for the engrossing influence of the legislative department. In the first place, its constitutional powers are more extensive and less capable of being brought within precise limits than those of either of the other departments; the bonds of the executive authority are easily marked out and defined. It reaches few objects, and those are known, it cannot transcend them without being brought in contact with the other departments, however it may check and restrain and bind its exercise. The same remarks apply with still greater force to the judiciary. The jurisdiction is or may be bounded to a few objects or persons; or however general and unlimited its operations are necessarily confined to the mere administration of private and public justice. It cannot punish without law; it cannot create controversies to act upon. It can decide only upon rights and cases as they are brought by others before it; can do nothing for itself; it must do everything for others; it must obey the laws, and if it corruptly administers them, it is subjected to the power of impeachment. On the other hand the legislative powers, except in the few cases of constitutional prohibition, is unlimited. It is forever varying its means and its end. It governs the institutions, and laws and public policy of the country. It regulates all its vast interests. It disposes of all its property—look but at the exercise of two or three branches of its ordinary powers: It levies all taxes; it directs and appropriates all supplies; it gives the rules for the descent, distribution and devices of all property held by individuals; it controls the sources and resources of wealth; it changes at its will the whole fabric of the laws; it moulds at its pleasure almost all the institutions which gave strength, and comfort, and dignity to society. In the next place, it is the direct visible representative of the will of the people in all the changes of times and circumstances. It has the pride as well as the power of numbers; it is easily moved, and steadily moved by the strong impulses of popular feeling and popular edium, it obeys without reluctance the will of the majority for the time being. The path to public favor lies open by such obedience, and it finds not only support but impunity in whatever measures the majority advise, even though they transgress the constitutional limits. If has no motive, therefore, to be jealous or scrupulous in its use of power, and it finds its ambition stimulated and its arm strengthened by the countenance and courage of numbers. These views are not alone those of men who look with apprehension upon the fate of republics, but they are also freely admitted by some of the strongest advocates for popular rights and the permanency of republican institutions. Each department should be a wall of its own; each should have its own independence secured beyond the power of being taken away by either or both of the others, but at the same time the relations of each to the other should be so strong that there should be a mutual interest to sustain and protect each other. There should not only be constitutional means but personal motives to resist encroachments of the other departments. Thus ambition would be made to control ambition, the desire of power to check power, and the pressure of interest to balance an opposing interest. The judiciary department is the weakest of all. It has been already said that it has been already shown that it is the weakest department; it has no means of influence by patronage; its powers are not political for itself; it has no command over the purse or the sword of the nation. It can neither appropriate nor execute, command nor disband, nor appoint to office; it is never brought into contact with the people by constant appeals and solicitations and private intercourses which bring to all the other departments of government. It is sure only in controversies in trials and punishments; its rigid justice and impartiality give it no claims to favor, however they may be expected. It stands solitary and unsupported, except by that portion of public opinion which is interested only in the strict administration of justice. It can rarely secure the sympathy or zealous support either of the executive or the legislative; if they are not, as is not unfrequently the case, jealous of its prerogatives, the constant necessity of scrutinizing the acts of each upon the application of any private person, and the painful duty of pronouncing judgment that these acts are a departure from the law and constitution, can have no tendency to conciliate kindness or nourish influence. It would seem therefore that some additional guards would under such circumstances be necessary to protect this department from the absolute dominion of the others; yet rarely have any such guards been applied, and every attempt to introduce them has been resisted with a pertinacity which demonstrates how slow popular leaders are to introduce checks upon their own power and how slow the people are to believe that the judiciary is the real bulwark of their liberties. If any department of the government has undoubtedly proved a conserving power, it certainly has not been either the executive or the judiciary. In addition to what has been said by those distinguished writers, it may also be urged by the dominant party in each house, that they may, by the expulsion of a sufficient number of members, secure the exclusion from representation of a requisite number of states, reduce the majority to less than one third. Congress by these means might be enabled to pass a law, the objections of the president to the contrary notwithstanding, which would render impotent the other two departments of the government and make imperative the wholesome and restraining power which was intended by the framers of the constitution should be extended by them. This would be the practical consolidation of all power in the United States; this, in the language of the author of the declaration of independence, would be the definition of despotic government. It would be the great subversion of the states, lawyers of the early and the republic rather than upon an expression of my opinion. We cannot too often read, especially at a conjuncture like the present. The disappointed condition is so apparent that they now come to us as a living voice, to be listened to with more attention than at any previous period of our history. We have been, and are yet, in the midst of popular commotions. The passions aroused by a great civil war are still dominant. It is not a time favorable to that calm and deliberate judgment which is the only safe guide when radical changes in our institutions are to be made. The measure now before me is one of those changes. It initiates all untried experiments for a people who have said with one voice that it is not for their good. This alone should make us pause. But it is not all—the experiment has not been tried, or so much as demanded by the people of the several states for themselves—in fact every one of the states has such an innovation been allowed as giving the ballot to the colored population without any other qualification than a residence of one year, and in most of them the denial of the ballot to this race is solely and by fundamental law placed beyond the domain of ordinary legislation. In most of those states the evil of such suffrage would be partial, but small as it would be, it is guarded by constitutional barriers. Here the innovation assumes formidable proportions which may easily grow to such an extent as to make the white population a subordinate element in the body politic. After full deliberation on this measure, I cannot bring myself to approve it, even upon local considerations, nor yet as the beginning of an experiment on a large scale. I believe the admission of the colored race to the full rights of general suffrage which distinguishes our policy as a nation; but there is a limit, wisely observed hitherto, which makes the ballot a privilege and a trust, and which requires of some classes a longer season for probation and preparation. To give it indiscriminately to a new class, wholly unprepared by previous habits and opportunities to perform the trust which it demands, is to degrade it and finally to destroy its powers; for it may be safely assumed that no political truth is better established than that such indiscriminate and all-embracing extension of popular suffrage must end at last in its destruction.

ANDREW JOHNSON.

WASHINGTON, January 5, 1867.

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(Successors to J. M. Coleman & Co.)

Cotton Factors

—AND—

COMMISSION MERCHANTS

NO. 226 FRONT STREET.

(Between Adams and Jefferson)

Memphis, : : : : : Tenn.

oct26 3m

SAMUEL B. HARD,

BANKER AND BROKER.

66 Exchange Place, cor. New Street,

NEW YORK CITY.

nov22 3m

J. & T. PACE, Of Virginia. W. H. TENDER, Of Tennessee. W. R. HARPER Of Alabama.

PACE LAVENDER & HARPER,

Cotton and Tobacco Factors

General Commission Merchants

Memphis, Tenn.

oct24 3m

20 YEARS IN MEMPHIS

WALKER BROS. G. H. JUDD. C. H. MYERS.

WALKER BROS.

& CO.,

NO. 229 MAIN STREET

Are in receipt of the heaviest Stock of FALL and WINTER

DRY GOODS

READY-MADE CLOTHING,

—AND—

Furnishing Goods

Of every description, and in an immense variety, that has ever been brought to this market, to which they respectfully call the attention of

ALL BUYERS

Assuring them that they will sell their Goods as LOW, and on terms as FAVORABLE as any other

HOUSE IN THIS CITY.

OUR GENTS', YOUTHS' & PLANTATION

READY-MADE CLOTHING,

Is manufactured at our Factory,

220 North Third St., Philadelphia,

And we guarantee to sell same to

Wholesale Buyers

—AT—

EASTERN PRICES.

Call and examine our Stock and Prices—you will find it to your interest to do so. We buy exclusively for cash, and only from

FIRST HANDS.

And with the advantage of having a buyer at all times in the Eastern markets, we feel confident to supply our friends and customers at the

Lowest Possible Rates.

JOHN H. TAYLOR, THOS. ALLEN. | B. DYER, JAS. E. MILLER.

And a host of other gentlemanly salesmen, are at this house.

No. 229 Main St.,

CLAY BUILDING.

nov10 3m

COTTON FACTORS.

JAMES S. DAY, Lagrange, Tenn. W. P. PROUDFIT Memphis, Tenn.

DAY & PROUDFIT,

COTTON FACTORS

—and—

General Brokers in Merchandise.

NO. 501 FRONT STREET,

Rooms 11 & 12 Mosby & Hunt's Block,

ag16- Memphis, Tenn.

J. T. PETTIT. JNO. C. COOPER.

J. T. PETTIT & CO.,

COTTON FACTORS.

—AND—

Commission Merchants,

No. 14 Monro Street,

jy7 MEMPHIS, TENN.

W. L. STEWART, late Stewart & King; M. D. McGEE, late Stewart, Foster & Co., Jackson, Tenn.; M. D. L. STEWART, late of Raleigh.

STEWART, MERIWETHER & CO.,

COTTON FACTORS

—AND—

COMMISSION MERCHANTS,

No. 17 Madison St.,

ap11 MEMPHIS, TENN.

N. A. LONGLEY, Brownsville, Tenn. N. N. MULHOLLAN, Searcy, Ark. L. W. VAUGHAN, Memphis, Tenn.

LONGLEY, MULHOLLAN & CO.

COTTON FACTORS

COMMISSION, RECEIVING

—AND—

FORWARDING MERCHANTS.

No. 327 Front Street,

MEMPHIS, TENNESSEE.

M. W. LEWIS, of Arkansas. D. N. COMINGORE, Kentucky. R. D. WEST, Kentucky.

LEWIS, COMINGORE & WEST,

COTTON FACTORS

—AND—

General Commission Merchants

No. 31 Perdido Street,

(Factors' Row,)

NEW ORLEANS.

And No. 3 West Third street,

1y29-2p-6 CINCINNATI.

T. B. NORMENT, Memphis. GEN. J. D. RUFFIN, Late of DeSoto Co., Miss. T. C. FINNEY, Memphis.

NORMENT, RUFFIN & FINNEY,

(Successors to T. B. Norment & Co.,)

COTTON FACTORS

AND

General Commission Merchants,

No. 11 Union street, MEMPHIS, TENN.

☞ Particular attention paid to the sale and storage of Cotton and other Produce consigned to us.

Orders from the country will be promptly attended to. 17-tf

J. B. HOOD & CO.,

COTTON FACTORS

—AND—

General Commission Merchants,

100 Common Street, opposite City Hotel,

J. B. HOOD, GEO. W. BARCELLI, FRED. N. TRAVER. NEW ORLEANS. jel5

WM. H. STREET, Memphis. W. R. CRISMAN, Memphis. E. G. CRISMAN, Owensboro, Ky.

STREET, CRISMAN & CO.,

General Commission

—AND—

FORWARDING MERCHANTS,

MEMPHIS, : : : : : : TENN.

STRICT personal attention given to the sale of Cotton and other Produce.

Orders to be for the purchase of Produce promptly executed.

Consignments to insured in our open policy, at less cost than other forwarders.

Liberal advances on consignments. a26-6m

JOHN McCOY, Agent,

PILCHER & BARROW,

(Successors to Pilcher & Goodrich and M. Pilcher & Co.)

COTTON & SUGAR FACTORS

—AND—

Commission Merchants,

No. 36 Factors' Row, Perdido street,

NEW ORLEANS.

Business conducted by M. Pilcher.

A. MERRILL, JR.,

(Formerly of Mississippi,)

Successor to Goodman & Merrill,

COTTON FACTOR

—AND—

General Commission Merchant.

36 New street and 37 Broad street,

NEW YORK.

☞ Advances made on Consignments of Cotton, Tobacco, Wool and other Produce.

Agent for the Purchase, Sale, or Lease of Southern Lands.

Agent for the negotiation of Southern Railroad Bonds, and the purchase of Railroad Iron and Railroad Equipments.

Plantation Machinery of any description, Steam Engines, Saw Mills, Grist Mills, Brick Making Machines, etc, etc., of latest style and improvement, supplied promptly and at reasonable figures. jel3 1y

MISCELLANEOUS.

COPARTNERSHIP NOTICE.

WE have this day associated with us in business Mr. W. F. BOYLE, late bookkeeper for Messrs. Stratton, Goyer & Co., the firm still remaining unchanged.

HARRIS, COCHRAN & CO.

MEMPHIS, Sept. 15, 1866.

A. L. HARRIS, GEO. A. COCHRAN, W. J. P. BOYLE, } Formerly of West, Cochran & Co., late with Stratton, Goyer & Co.

HARRIS, COCHRAN & CO

GROCERS, COTTON AND

TOBACCO FACTORS,

—AND—

GENERAL COMMISSION & FORWARDING

MERCHANTS,

NO. 254 FRONT STREET,

MEMPHIS, TENN.

HAVING occupied our new and commodious store, No. 254 Front street, we are now receiving daily consignments of Flour, Grain, Pork, Bacon, Tobacco, Bagging and Rope, Sugar, Coffee and Molasses, which we offer on the levee or store at lowest wholesale prices. The strictest personal attention given to all business entrusted to our care. All consignments covered by our open policies of insurance while in transit and in store, unless specially instructed to the contrary. (sell5.

W. J. FOWLER. JAMES A. WIGGS

FOWLER, WIGGS & CO.,

COTTON FACTORS

—AND—

COMMISSION MERCHANTS

256 FRONT STREET,

MEMPHIS, : : : : TENNESSEE.

WILL sell Cotton and all kinds of Country Produce.

We have three 60 saw Gins to sell at $4 50 per saw. We will guarantee them.

Liberal advances made on consignments to A. HENDERSON, PEALE & CO., New Orleans. oct25

To the Young Men of Memphis.

ANY Young Man, Without regard to occupation, willing to join a Benevolent Association, formed on the principles of Knighthood in this State and the United States large whose motto is "Relief to the worthy and benefit ourselves and their fellow-men by uniting to assist, by precept and example the cause of Virtue, Morality and Temperance, can by making a written application, (name and residence) addressed to Box 81, obtain an Invitation to Young Men's Division No. 5 Sons of Temperance. No inquiry whatever will be made as to their political or religious creed or political principles. de1

DICKSON CUNNINGHAM.

EXCLUSIVE WHOLESALE

FLOUR

MERCHANT,

No. 351 Second street, Greenlaw Block,

MEMPHIS, TENN.

☞ Cornmeal always on hand. 1y28-

Copartnership.

I HAVE associated with me in the manufacture of Plows, Mr. Alexander Hamilton, a practical man of ten years' experience. The business will be carried on at my old place under the firm of

TREAT & HAMILTON,

Thankful for past favors, I respectfully solicit a continuance of your patronage. Call and see our improvements at Madison Street Bayou Bridge. H. P. TREAT.

Memphis, Tenn., Aug. 12, 1866. ag13

COAL GRATES.

A VERY LARGE AND COMPLETE ASSORTMENT of

New and Desirable Styles,

some very rich and desirable. Builders supplied at the

LOWEST RATES,

Complete Grates from $1 00 to $100 Each.

E. ROBBINS & BRADLEY,

223 Second street, Apollo's Block.

AT THE NEW

CARRIAGE EMPORIUM

NO. 128 COURT STREET.

MAY be found a good assortment of Carriages, Rockaways, Buggies, Cabriolettes, Charlottes, Whites, Harness, and Couch Lamps. All of which are from the best Manufactories and will be sold at the lowest market prices. Call and examine our varieties at 128 Court street, up-stairs, between Third and Fourth. Re O. BRADLEY

ag31

ROBT. McGREGOR & CO.,

Cotton Factors

—AND—

COMMISSION MERCHANTS

No. 276 Front Street,

MEMPHIS, : : : : TENNESSEE.

CONSIGNMENTS of cotton solicited, and liberal advances made on same. Orders for Plantation Supplies filled with promptness and at the lowest market prices. se8 3m

W. M. PERKINS, L. E. SWENSON, Late of Perkins & Co., N. O. Late of Austin, Texas.

PERKINS, SWENSON & CO.,

GENERAL COMMISSION MERCHANTS,

No. 48 Carondelet, corner Union Street,

NEW ORLEANS, LA.

se18-

TO THE CITY & COUNTRY TRADE

New Drug House.

P. I. HUETTE & CO.,

Importers and Wholesale Dealers in

Foreign and American Dru

MEMPHIS APPEAL.

MEMPHIS.

TUESDAY ..... JANUARY 8, 1867

TO CORRESPONDENTS.

No notice can be taken of Anonymous Communications. Whatever is intended for insertion in the APPEAL must be authenticated by the name and address of the writer—not necessarily for publication, but as a guarantee for his good faith and responsibility.

All business letters for this office should be addressed to "THE APPEAL," Memphis.

All Communications for publication must be written on one side of the paper, and with all other matters connected with the editorial department, should be addressed: EDITORS OF THE APPEAL, Memphis.

We cannot, as a rule, undertake to return articles not found suitable for publication.

THE VETO MESSAGE.

This able and exhaustive message of the President, vetoing the District of Columbia Suffrage Bill, will be found on our first page this morning. Its publication necessarily crowds out much important matter.

FINAL PROCESS IN COURTS OF THE UNITED STATES AS AFFECTED BY STATE LAWS.

In view of the action lately taken by some of the southern states in passing stay laws, and of the embarrassed condition of southern debtors, this has become a question of some importance, and one of general interest to our people. We at least feel safe in saying that its consideration will result in quite as much practical good as the discussion of our constitutional right to representation, or as the agitation of any other question of political bearing. In *The American Law Review* for October, we find an able article in which the law and argument bearing upon this point are very nearly exhausted, and from which we draw some facts and ideas for our readers.

The act which now regulates final process in the courts of the United States was passed in 1828, and is as follows: "Writs of execution and other final process issued on judgments and decrees rendered in any of the courts of the United States, and the proceedings thereupon, shall be the same, except their style, in each state respectively as are now used in the courts of such state, saving to the courts of the United States, in those states in which there are not courts of equity with the ordinary equity jurisdiction, the power of prescribing the mode of executing their decrees in equity by rules of court: provided, however, that it shall be in the power of the courts, if they see fit in their discretion, by rules of court so far to alter final process in said courts as to conform the same to any changes which may be adopted by the legislatures of the respective states for the state courts."

The law of this matter was settled in the case of WAYMAN vs. SOUTHARD, 10 Wheat. 1., and in the case of the *United States Bank* vs. HALSTEAD, 10 Wheat. 51; and, whenever this point has subsequently risen in the supreme court of the United States, the law as thus laid down has been repeatedly and explicitly affirmed. In the latter case THOMPSON, J., in giving the opinion of the court, uses the following decisive language: "It cannot certainly be contended with the least color of plausibility, that congress does not possess the uncontrolled power to legislate with respect, both to the form and effect of executions issued upon judgements recovered in the courts of the United States. The judicial power would be incomplete, and entirely inadequate to the purposes for which it was intended, if, after judgement, it could be arrested in its progress and denied the right to execution, to satisfaction in any manner which shall be prescribed by the laws of the United States. The right of congress to regulate the proceedings, and direct the mode and manner, and out of what property of the debtor satisfaction may be obtained, is not to be questioned; and the only inquiry is how far this power has been exercised." It seems clear, therefore, that no state exemption laws, whether of personal property, or of real estate in the nature of a homestead, can be set up by a debtor against a process issued from the federal courts, unless those laws have been adopted, and have become a part of the rules of such courts.

This branch of the question is, however, of comparatively little practical importance. It has been the uniform policy of the federal courts to conform to the practice of the state tribunals in their common law proceedings; and, in several states, the state exemption laws have been formally adopted as a part of their practice, and, when not so adopted, they have been everywhere tacitly regarded by marshals in executing the processes of the courts. It is to be remembered, moreover, that the federal courts can at any time adopt a state statute regulating process, and apply it as well to contracts made before as after its adoption, however radical a change may thereby be made in their remedies, or however unconstitutional it would be for the state tribunals to apply it to contracts made before it was enacted as a law to them, since the constitutional provision restricting states from passing laws impairing the obligations of contracts does apply to the federal government.

In the case of BRONSON vs. KINZIE, 1 How. 311, TANEY, C. J., states his opinion on this point on a solid basis of law. "The laws of a state," he says, "regulating the process of its courts, and prescribing the manner in which it shall be executed, of course bind the courts of the United States, whose proceedings must be governed by the acts of congress. . . . Any acts of a state legislature, therefore, in relation to final process, passed since 1828, are of no force in the courts of the United States, unless adopted by rules of court according to the provisions of this act of congress. And although such state laws may have been so adopted, yet they are inoperative and of no force, if in conflict with the constitution or an act of congress."

In considering questions of this nature, the inquiry arises, whether the remedy does form a part of the contract. On this point Mr. WEBSTER says, in his argument in Ogden vs. Saunders, "if it were true that the remedy is a part of the contract, a suit at law or a contract would be merely an alternative method of performing it, stipulated for by the very terms of the contract itself. No contract on this theory would ever be broken; and the old maxim, that a contract cannot be sued on till it is broken, would need to be revised. A debtor would go to jail on execution in performance of his contract; and it would seem to follow, that you could sue him, instead of the sheriff, for an escape, as being a breach of his contract, then for the first time broken." In favor of the doctrine that the remedy is not a part of the contract, we may well rest content with such authority as MARSHALL, STORY, DUVAL, JOHNSON and MCLEAN.

We call the attention of our merchants to the communication in this morning's paper from A. L. H., and more particularly to the closing paragraph, in which reference is made to the importance of establishing a direct line of steamers, to ply between Memphis and points along Ouachita river. Those of our merchants who desire an opportunity to increase their trade with Arkansas, by means of advertising or otherwise, will do well to call upon Mr. A. L. HAY, agent and correspondent of some of the leading papers in that state, and at present stopping at the Overton hotel.

Booth's pistol avenged the rebellion for the arbitrary and lawless usurpation of President Lincoln; and therefore that pure martyr of freedom cannot be brought before any earthly tribunal. *Washington City Chronicle.*

That is singular for so eminently loyal a sheet as the *Chronicle*. To admit that President Lincoln was guilty of arbitrary and lawless usurpations is the first step toward the justification of his assassination; for Booth was taught, as have been all the American people, that resistance to tyrants is obedience to God. *Cincinnati Enquirer.*

Postmaster General Randall has made the following changes in this state since the 26th December: Four Mile Branch, Monroe county, J. Harrison, vice E. E. Nelson, resigned; McMillan, Knox county, J. C. Strong, vice W. C. Bailey, cannot take the oath; Ashport, Lauderdale county, M. Thomas, vice R. Henley, cannot take the oath.

SUPREME COURT DECISION.

A. E. Smith vs. Conrad Isenhoer.

This suit was commenced before a justice of the peace to recover a gun, and was taken by appeal to the circuit court of the county of Coke.

The case was submitted to the circuit judge upon an agreed state of facts. The plaintiff in error was appointed in 1862 by Isham G. Harris, then acting governor of the state of Tennessee, under an act passed by the legislature, the 18th of November, 1861, and duly commissioned under the provisions of that act to take from the citizens of the county their guns. Under this authority he seized the gun of the defendant in error, and carried it off, the gun being valued at $25. His honor was of opinion the law was in violation of the constitution, the plaintiff in error a trespasser, and a judgment was rendered against him, from which there was an appeal to this court.

The case presents for our consideration the validity of the acts passed by the legislature of the state, after the attempt to throw off the allegiance of the citizen to the United States, on the 6th day of May, 1861, and the effect of the adoption of the constitutional amendments and schedule, on the 22d of February, 1865. It is insisted for the plaintiff in error that if by force or otherwise the power of the government of the United States to protect the citizens was withdrawn, the allegiance of the citizens was suspended, annulled or in abeyance, and he was left to the absolute control and demand of the state. That the state, as a sovereign under the constitution, has a right to take the property of the citizen by and with the consent of his representatives, and, having that consent, the governor, as the executive, was bound to execute the law, and of right to issue the commission, and it is the act of the state, for which the plaintiff in error is not individually liable. These questions have been decided by tribunals from which there is no appeal.

The right of a state to withdraw from the federal union, and of her citizens to throw off their allegiance to the general government, is a question unnecessary for us to discuss in length in the determination of the questions presented in this record.

The constitution of the United States was adopted by the whole people; and upon its adoption became the paramount law. The framers of that instrument were the patriots and statesmen who lived under the old confederation, saw the evils of that system of government, and in the formation of the constitution, carefully endeavored to guard against them.

It was submitted to the whole people, and ratified by them, and no citizen can voluntarily throw off the allegiance cast upon him, while he remains within the states or territories over which the government has jurisdiction. Statesmen have differed since the organization of the government on the rights of a state to withdraw from the federal union.

The attempt to excuse it by part of the states culminated in the late civil war; the authorities controlling the federal government triumphed, and the question is, we hope, finally and forever settled by that tribunal from which there is no appeal. Upon the attempt of this state to withdraw from the Union, the legislature met and passed various acts, among them an act entitled an "act to establish an ordnance bureau and, for other purposes," passed on the 20th of November, 1861. The 5th, 19th and 21st section of that act authorized the governor of the state to commission persons in each county to collect the arms of the citizens. Heavy penalties were imposed upon those who refused to yield them up. In the assessment act of the 29th section of the bill of rights, which provides that "the free white men of this state have a right to keep and bear arms for the common defense," was utterly disregarded. This is the first attempt in the history of the Anglo Saxon race, of which we are apprised, to disarm the people by legislation.

The motives which induced the passage of the act we will leave an enlightened public to decide when passion has passed and reason resumed her control. How far the acts of this legislature, which assembled without the sanction of the oath prescribed in article 10th, section [illegible] of the constitution of the state, which requires each member of the [illegible] legislature, to support the constitution of the United States [illegible] at, to take an oath [illegible] constitution of the United States [illegible], are valid, it is unnecessary for us to decide, as it has been settled by the people acting in their sovereign right. The constitutional amendment became a part of the constitution of the state, and schedule thereunto annexed, for all the purposes sought by the ratification, because equally binding on the courts as the purposes therein expressed.

Section 5th of the schedule provides, "all laws, ordinances and resolutions, as well as all acts done in pursuance thereof, under the authority of the usurped state government, after the declared independence of the state of Tennessee, on or before the 6th of May, 1861, were unconstitutional, null and void from the beginning." No one has ever doubted the right, according to the institutions of this country, the sovereignty of every state resides in the people of the state, and they may alter or change their form of government at their pleasure, but whether they have changed it or not by abolishing the old government and establishing a new one, is a question to be settled by the political power. The courts are bound by the political decisions and follow it. Seventh Howard's report, Luther vs. Borden, page 1.

The people of the state having, in their sovereign character, declared the acts of the legislature, passed after the 6th of May, null and void from the beginning, it follows, therefore, that the fulfillment of the schedule by the people on the 22d of February, 1865, the act under which the plaintiff justified his seizure of the gun of the defendant in error, was null and void, and he cannot defend himself by virtue of the commission under which he acted, nor shield himself from the responsibility by the provisions of the acts of the legislature, passed after the 6th of May, 1861. It follows the defendant was a trespasser, and is responsible for the property taken. The judgment of the court will be affirmed.

—BLACKBURN, Judge.

A true copy. Test:

M. L. PATTERSON, Clerk.

ITEMS OF ALL SORTS.

Four thousand emigrants a month go to Texas.

Newark is to have a new catholic cathedral.

The Savannah jockey club has been revived.

The journeymen tailors' strike in Boston has ended. They have gone to work at old rates.

A dollar fine for throwing snow-balls in Lynchburg, Va.

Rev. Mason Gallagher asserts that there are 20,000 inebriate women in Brooklyn.

Seventy-five thousand dollars per week is paid the rebuilders of the burnt district in Portland.

Girard College has one hundred free orphan students.

The St. Paul *Press* estimates the present population of Minnesota at 330,000.

The New Bedford *Standard* says the shoe business is very dull in that city.

Tea raised in Georgia is pronounced equal to the best Japan.

Government detectives are in Montreal looking up evidence against Surratt.

The cotton crop of Egypt this year is estimated at 100,000,000.

The Methodist female college at Greensboro', N. C., is to be rebuilt.

Fine veins of gold have been discovered in Fauquier county, Virginia.

A colony of three hundred Scottish agriculturists are on their way to settle in Texas.

Mount Hood is in eruption.

A large number of splendid suburban residences are being built near St. Louis.

A colony of emigrants is being located at New Smyrna, Fla., for the purpose of cutting lumber.

There are now seventy-eight manufactories of cotton, calico and woolen goods in Georgia.

Sixteen people have been kicked out of the Paris bourse for failure to pay debts.

A Boston minister has been preaching against tilting hoops. He says he can't shut his eye to the abomination any longer.

A ten days' widow in Petersburg bought a new wedding trousseau for herself and a tombstone for her scarcely cold liege at the same time.

San Francisco is increasing in size with wonderful rapidity, and a visitor sixteen years ago would hardly know the place.

The submarine cable between Florida and Cuba will be ready for the public in March. The maximum soundings give eight hundred and forty-five fathoms.

A rich lead mine has been discovered in East Tennessee. Gen. Thomas will be president of a company to work it.

One hundred and sixteen members of congress have their wives, daughters or other ladies with them at Washington this winter.

Robbers in Paris recently broke off and stole fifty gilt iron spear-heads of the railing around the Hotel de Ville.

The women of Paris are talking of a woman's club for the entertainment of the fair sex who may visit the exhibition.

Oil has been discovered on Shoal creek, St. Clair county, Ala., in abundance, at a depth of 900 feet.

The Pittsburg *Republic* places, at the head of its editorial column, the name of Andrew Johnson, of Tennessee, as a candidate for the presidency in 1868, and devotes a column of editorial to the assignment of reasons for so doing.

A western editor says: "We learn from South America that there is 'war on the Platte,' and Prentice adds: 'When Butler was in New Orleans there was a terrible war on the plate—the gold and silver plate.'"

The New Orleans *Crescent* thus notices the balmy warmth of the atmosphere of Louisiana, even in mid-winter: "Passing the grocery store of a friend, we saw hundreds of bees hovering around and about a patent glass honey-box, and that, too, on the shady side of the street."

Some figuring genius, speaking of the retired list, has given 29,745 as the number of rebel patriots who will be consigned to the shades of private life by the constitutional amendment.

LATEST BY TELEGRAPH

[UNITED STATES AND EUROPEAN NEWS AGENCY. CLAYTON REP. ETC.]

Night Dispatches.

WASHINGTON, January 7.—The department of state has received official information of the relief from quarantine of vessels coming from Philadelphia to Cuban ports, the Spanish consul at Philadelphia having reported the total disappearance of cholera from his section since the 21st of November. The exemption, however, is only where the vessels bring clear bills of health, and no cholera deaths have occurred during the passage.

A message from the president, in answer to a call from the house for the correspondence relative to the joint occupancy of the island of San Juan, in Washington territory, says it is not deemed advisable at the present juncture to communicate the correspondence.

Judge Ortle has returned from Indiana. He reports the election of Gov. Morton to the United States senatorship as certain.

Advices from Springfield, Ill., indicate that Palmer will be elected senator as a reward for his sufferings at the hands of the Kentucky judiciary.

Blind Stevens went to Harrisburg this evening confident that Pennsylvania will endorse his advanced position of reconstruction, by electing him to the senate. The Texas delegation have received from Governor Throckmorton the report of the special committee, appointed by the legislature, to investigate the statement of Gen. Meddoc. The report in the main, represents Texas as tranquil.

The second auditor has found it necessary to adopt measures which will result in the punishment of bogus claim agents.

The supreme court's decision of the case of Witherspoon vs. Duncan, from the supreme court of Alabama, affirms the decision of the latter court, also that of Rutherford vs. Giddis, from the district of East Louisiana, is also affirmed; decisions involved southern cases growing out of the war, had been placed on what is called the dead docket.

Caleb Cushing made an elaborate speech on the Gray Jacket case. Butler is the leading lawyer in favor of Gray Jacket, condemned as a lawful prize. Should Cushing gain the case (which is a test one) much money already distributed as prize money will have to be refunded.

An expedition started from here a few days since to punish the Indians who committed the massacre at Fort Phil Kearney.

A delegation from North Carolina, appointed by the governor in Greensboro' as a resolution of the general assembly, consisting of Hon. Bedford Brown, formerly United States senator, Gen. Leach, Judge Gilmer, formerly member of congress, Judge Merrain and P. H. Winston, have taken rooms at Willard's hotel. Judge Brown and Gen. Leach are already here, and the remainder of the delegation will arrive to-morrow. The principal object of their mission is to investigate the frequent and oppressive collection of the United States taxes for 1866. They have, however, confided to their care the general interests of the state. Liberal provisions have been made by the state for its irregular representatives, but they will remain as long as the interests of the state demands their presence. The governor has been judicious in his appointments.

The delegation from Arkansas, appointed by the radical convention at Fort Smith, has arrived.

House.—Rasson's joint resolution says that

WHEREAS, Notwithstanding by the 15th section of the amendment it is the law in some sections to sell persons declared to be free into slavery for life or for years, it is against the principles of religious civilization and the constitution; therefore,

Resolved, That the true intent of said amendment prohibits slavery or involuntary servitude, except in the case of a sentence imposing a definite penalty, which penalty, according to the constitution, cannot impose any other penalty than imprisonment under the immediate control of officers of the law, according to the usual course, and to the exclusion of all unofficial control of the person so held, and all other orders, judgments and decrees are declared null, as violating the 13th amendment, which passed the house to-day.

The house bill to cede Alexandria to the district of Columbia was referred to the district committee.

The committee on the judiciary were, on McClung's motion, instructed inquire into the constitutionality and expediency of re-opening the act appointing commissioners to award commutation to loyal owners of colored volunteer soldiers.

Mr. Loan, of Missouri, introduced a resolution setting forth that for the purpose of securing the fruits of the victory over the rebellion, and in carrying out the will of the people, expressed at the ballot box, it was the duty of the 39th congress, without delay, to take action on the following subjects, viz:

1. The impeachment of the officer now exercising the functions of president of the United States for the high crimes and misdemeanors of which he is notoriously guilty, as to render it unsafe to longer allow him to exercise the executive functions.

2. To abridge the powers of the executive so as to bring them within lawful limits.

3. To effect a perfect reorganization of the states lately in rebellion, and restore them to their rights in the union.

4. To secure, by direct federal intervention, the right of the elective franchise without distinction of race or color, for persons residing in the late rebel states.

The point of order was made that the resolution should go to the committee on reconstruction, and the point was sustained and the resolution referred.

Mr. Kelso, of Maine, subsequently introduced the same resolution, modified by striking out the third and fourth clauses.

Mr. Davis, of New York, called to lay it on the table. Not agreed to—yeas 59, nays 105.

Pending further consideration the morning hour expired, and the house went over.

Mr. Ashley, of Ohio, introduced a paper and resolution impeaching Andrew Johnson, vice president and acting president of the United States of high crimes and misdemeanors, in that he has usurped power and violated laws; that he has made constant use of the appointing power and the veto power; that he has corrupted most of the public property of the United States; that he has corruptly interfered in elections, and that he was guilty of other high crimes and misdemeanors. The resolution instructs the judiciary committee to inquire whether the charges of his power and duties Andrew Johnson, vice-president and acting president of the United States, is guilty of acts designed to subvert the government of the United States or any department thereof, and whether he has been guilty of such acts as in law would be denominated high crimes and misdemeanors, which required the interposition of the house, and the committee have power to send for persons and papers.

Mr. Spalding moved to lay the resolution on the table. Not agreed to—yeas, 59; noes, 105.

Mr. Ashley then demanded the previous question on the passage of the resolution, which was ordered, and the resolution was then agreed to by a vote of yeas, 106; nays 36.

A bill dividing the western district of Arkansas into two judicial districts was referred to the judiciary committee.

A bill for the relief of the widows and heirs of those massacred or captured at Fort Pillow was referred to the military committee.

A bill to provide a true national currency and to provide for the collection of a revenue for the liquidation of the national debt and other purposes, was referred to the committee on banks and currency.

A bill to repeal the act of March 3d, 1863, relating to the writ of habeas corpus and regulating judicial proceedings, was referred to the judiciary committee.

A resolution making it the duty of the postmaster-general to allow senators and representatives to examine, papers relative to the postal matters of their districts was passed.

A bill to regulate the sale of gold and bullion was referred to the finance committee.

Senate.—Numerous petitions were presented to-day.

A bill to suspend the payment of money to persons claiming services as drafted men was passed.

A bill providing a temporary government for the territory of Idaho was referred to the committee on territories.

The president's veto message was received and read, and the bill passed notwithstanding, by a vote of 29 to 10.

The Nebraska bill was then taken up and tabled, and the senate adjourned, being without a quorum.

The vote on the veto was as follows: Nays, Conax, Dixon, Doolittle, Foster, Hendricks, Johnson, Nesmith, Norton, Patterson and Van Winkle. Absent, Brown, Buckalow, Davis, Guthrie, Harris, McDougal, Nye, Pomeroy, Riddle, Sansbury, Sprague, Wilson and Yates.

NEW YORK, January 7.—Mayor Hoffman's message was delivered to-day to the city council. It states the funded debt of the city at nearly $31,000,000 a decrease of $85,000 from the previous year. It is all well secured. Besides this, a temporary city and county debt of about $3,000,000, a decrease of $1,050,000 from the previous year. The tax levy amounts to nearly $17,000,000 and is on a basis of 2 2 10 per cent., while in 1865 it was 2 99-100. The balance of the message is only local in interest.

ST. LOUIS, January 7.—Accounts from Fort Laramie report the surrounding and capturing of the telegraph office at Sweet Water bridge, a few mornings ago, and the killing and scalping of Callicott, the operator, by the Cheyennes Indians, one hundred and fifty strong. They burned the station. There were three soldiers with him; one was found dead, the others have not been heard from. The Cheyennes have heretofore been peaceful in this territory. The expedition, commanded by Majors Van Voost and Gordon, started a few days since to punish the Sioux, who committed the massacre near Fort Kearney. Gen. Palmer, commanding here, is wide awake to the importance of the situation.

RICHMOND, December 7.—A resolution in the house to-day that the constitutional amendment be rejected, was referred to the committee on resolutions after the rejection of a motion to suspend the rules for its immediate consideration.

The river is still closed with ice.

NEW ORLEANS, January 7.—Captain King, a planter in Washington county, Mississippi, formerly of Iowa, and an officer of colored troops, was murdered last week by negroes, for his money, watch and pistol.

LOUISVILLE, January 7.—The gorge at Harrows has probably broken up this morning; if it has occurred a sudden fall in the river may be expected.

TELEGRAPHIC MARKETS.

NEW YORK, January 7.—Gold opened at 34.

11:30.—Gold 135. Cotton—demand moderate, and prices firm; generally 34@35c. Sterling exchange, steady.

12:30, (in *Review.*)—Gold, 135. Cotton—demand moderate, and prices firm; generally 34@35c. Sterling exchange steady at 9[illegible]@10]. 5-20s, 1st series, registered, 5[illegible]@55]; coupons, 108@108½; 2d series, registered, not quoted; 2d coupons, 106@106]; 3d series, registered, not quoted; 3d coupons, 103@106]; new issue, 104@104]; 10-40s, registered, 99@100; coupons, 99@100; 7-30s, 1st series, 105@105]; 2d and 3d series, 104@105.

12 m.—Gold, 135]. Cotton unchanged at previous quotations. Exchange is steady.

1:30 p.m.—Gold, 134]. Cotton quiet but firm. Sterling exchange steady.

4 p.m.—Gold, 135]. Cotton closed dull; to-day, 1,450 bales.

The money market was active towards the close, at 7 per cent; gold closed at 135; government's heavy and lower; [illegible] of '81, 108@108½; do '82, 107½; do '64, 105@105½; do '65, 105@105½; 10-40s, 99@100.

CINCINNATI, January 7.—Cotton quiet; sales 150 bales; uplands, 15c.

LONDON, January 7.—5-20s, 73.

The dry goods market is still more cheerful, and though little is doing prices are firm. The *Commercial* says money is less stringent, but still firm at 7 per cent. Government securities were active and firmer early in the day, but became weaker by the pressure brought to bear to sell old 5-20s by foreign bankers, influenced by Ashley's measure. Gold firm. Mining shares active and improving.

LIVERPOOL, January 7, noon.—The week opened with sales of 20,000 bales; middling uplands at 20½; Orleans 20½. Flour 1[illegible]c higher; sales 16,000 barrels. N. Y. state $9 65; western $14 55; Ohio $12@$14 50; southern higher with sales of 500 barrels at $11 90@$17. Wheat 1c higher. Corn 2c higher with sales of 100,000 bushels of mixed at $1 26@$1 22, and closing firm. The stock of grain on hand is as follows: Wheat, 1,760,000 bushels; corn, 2,882,000 bushels; oats, 2,431,000 bushels; barley, 1,650,000 bushels. Oats in good demand; western 66@70c. Pork steady, and sales of 4000 barrels of new mess at 82@ 97@82]. Beef quiet. Bacon dull. Lard steady. Naval stores quiet and firm. Turpentine 67@68s. Rosin unchanged. Rice dull. Sugar firm. Coffee steady. Molasses dull. Gold 135.

NEW ORLEANS January 7.—Cotton unchanged and sales of 3900 bales of low middling at 31@32c; middling 33c; receipts 7700 bales; exports 3250 bales. Sugar higher at 10½c. Molasses higher; fair to prime to choice 36@38c. Flour dull; superfine $11 25; extra $11 75@$15. Corn good demand and higher at $1 [illegible]@$1 12½. Oats in good demand at $1 [illegible]@$1 12½. Hay is in fair demand at $28 50@$29. Pork dull and lower at 22c; bacon 12@12½c; lard 12½@13c. Lard tierces 12@12½c. Tobacco steady at 7@10c; fair to 12c. Gold 134]. Freights to New York 11 [illegible] all 11.

LOUISVILLE, January 7.—Tobacco quiet. Superfine flour $9 50@10. Prime side bacon that for sewed 12c; in bulk 6[illegible]@7c; cargo 6[illegible]@7c. Oats 62@65c. Corn 125@130. Hay 24@25; receipts 750; total receipts 15,000. Bulk shoulders 8[illegible]; hams 12½; clear sides 10c. Cotton 30c. Whisky nominal.

ST. LOUIS, January 7.—Flour, more active; super, $8 25@9 10; family, $10 50@11; double extra, $11 75@12 00; treble extra, $13 75@14 50. Wheat, stiff at $2 70@2 85. Corn, advanced, 82@87c. Oats, higher, 72@78c. Pork, more inquiry, $19 50@20 50. Bacon, clear sides, 12c; lard, 14@15c for country tierce. Whisky easier, $2 10@2 20 free; $2 [illegible] in bond. Hogsens full—buyers and sellers apart—5[illegible]@6c offered, 6[illegible]c asked.

CINCINNATI, Jan. 7.—Flour, steady—moderate demand: super, $7 50@10 50; trade brands, $8 [illegible]@9 50. Wheat, firm. Corn, dull at 51@55c; year shelled nominal at 60c. Oats, dull at 32c for No. 1. Cotton, more firm but quiet; middling, 32@32½c. Hogs, $9 50@7 25—firmer at close, owing to the advance of gold in New York; $7@7 40 closed, $7 25@7 50 asked; receipts, 4200. Pork, held at $19 75@20 [illegible]. Lard, 12½. Bulk meats [illegible] and shoulders, 8c; hams, 12½c. Bacon, [illegible]. Whisky, [illegible]. Sugar, 11@11c. Coffee, 25@27c. Molasses, scarce—demand growing. Gold, 135.

LIVERPOOL, January 7, noon.—The steamship Cuba, from New York, arrived here this morning.

Cotton loquiet to-day and the sales are estimated at 10,000 bales; middling uplands, 20d.

LONDON, January 7, noon.—Consols, 90½ for money; 5 20s, 73; Erie railroad shares, 46; Illinois central, 82.

England and France will not interfere in the Turkish-Greek affair if Prussia does not.

BERLIN, January 7.—By the incorporation of a portion of Poland with Prussia, the Polish nationality is finally obliterated.

ATHENS, GREECE, January 7, noon. The United States consul at Candia has pronounced the Turkish blockade ineffectual.

CHICAGO, January 7.—Money firm at 1 percent. Flour firmer, with advance of 10@15c. Wheat dull and unchanged. Corn quiet; holders firm; market 12c higher, and closing at 83c. No. 1. Oats dull, closing at 48c for No. 2. Provisions quiet. Pork, $[illegible]. Lard dull and easy, $11 62½. Cut meats dressed hogs, moderately active, but offerings larger, and market easier at 8c. Cattle, 8c. Live hogs, $7 50@7 25; receipts, 7000. Flour, 12,000 bbls. Wheat, 21,000 bushels. Corn, 19,000 bushels. Oats, 11,000 bushels.

NASHVILLE, January 7.—Cotton dull; sales 226 bales, at 29@30c.

NEW ADVERTISEMENTS

MASONIC NOTICE.—The members of Memphis lodge, No. 18, will meet at their stated hall this Tuesday evening at 7 o'clock for work in the E. A. Degree.

The officers and members of our sister city lodges, and resident brethren in good standing, are fraternally invited to attend.

By order of J. T. SELLARS, W. M.
BEN. K. FULTON, Secretary. jans 1t.

RARE AND SPLENDID CHANCE!

FOR RENT

The Large and Commodious Store, Nos. 290 and 292 Second Street, corner of Madison, suitable for any kind of business. The Stock of Groceries can be purchased on the most liberal terms. Apply on the premises. jans 1w

LANDS FOR SALE.

Two Valuable Lots of Land for Sale.

THE following two lots of valuable Land will be sold cheap if applied for soon: South-east quarter section 25, township 2, range 12, West Tallaha county, Miss., immediately on the Mississippi river, just forty (40) miles below Memphis, well wooded; and southeast quarter of section (1) eleven, township three, range west, DeSoto county, Miss., the latter heavily timbered with walnut, beech, maple and hickory, and in the immediate vicinity of a sawmill. For further inquire of Counting Room DAILY APPEAL, No. 13 Madison street. jan 6 tf

Administrator's Notice.

WILL, at the January Term of the County Court of Shelby county, apply for Letters of Administration upon the estate of Thomas Bassett, where any one desiring to pay, will pay right.

A. F. BLEAKHMAN.
Jans 4t.

Trustee's Sale.

BY virtue of a Trust Deed executed to me on the 29th day of June, 1866, by A. S. Renfroe, and duly registered in the Register's office of Shelby county, Tennessee, for the purpose of paying the debt therein secured, I will, on

Saturday, the 9th Day of February, 1867,

at the Merchants Exchange, in Odd Fellows Hall, in the city of Memphis, Tenn., sell, to the highest bidder, for cash, the following property, to-wit: A certain lot of land lying and being situate in the county of Shelby and State of Tennessee and city of Memphis and designated on Bird's subdivision of original country lots, No. 31, and lot 11, together with all and singular the appurtenances thereunto belonging. The title to said property is believed to be good, but I will sell and convey only as Trustee. Equity of redemption waived.

Sale at 12 o'clock, m.

JOHN P. TREZEVANT, Trustee.
ROYSTER, TREZEVANT & CO., Auctioneers.
Logwood & Peyton. jans 8t

A. G. SMITH & CO., General Advertising Agents, 27 Park row, New York, Agents for Newspapers in all the Northern and Western states. We will make it to the advantage of merchants and others who advertise through us. 1806 1w

NEW ADVERTISEMENTS

Trustee's Sale.

BY virtue of a Trust Deed, executed to me on the 28th day of June, 1866, by Frank Galloway, and duly registered in the Register's office of Shelby county, Tennessee, for the purpose of paying the debt therein mentioned, I will, on

Saturday, the 9th Day of February, 1867,

at the Merchants Exchange, in Odd Fellows Hall, in the city of Memphis, Tenn., sell, to the highest bidder, for cash, the following property, to-wit: A certain lot of land lying, being and situate in the county of Shelby and State of Tennessee and city of Memphis and designated on Bird's subdivision of original country lots, No. 31, and lot 11, together with all and singular the appurtenances thereunto belonging. The title to said property is believed to be good, but I will sell and convey only as Trustee. Equity of redemption waived.

Sale at 12 o'clock, m.

JOHN P. TREZEVANT, Trustee.
ROYSTER, TREZEVANT & CO., Auctioneers.
Logwood & Peyton. jans 8t

ST. PAUL'S ACADEMY.

BUSINESS will be resumed in St. Paul's Academy on

Monday, January 7, 1867.

The Principal avails himself of this opportunity to say that he proposes to organize a Commercial Class for young gentlemen wishing to engage in Commercial pursuits. The branches taught in this class shall be Reading, Writing, Spelling and Defining, English Grammar, Arithmetic, the Theory and Practice of Book-keeping and Correspondence.

The Academy now offers every advantage to young gentlemen wishing to complete their education in Mathematics and Classics, as able teachers have been employed to fill these departments.

jan1 1w REV. R. J. O'GAN, Principal.

W. R. CHANDLER,

WHOLESALE

Druggist and Apothecary,

246 MAIN STREET,

Next to Odd-Fellows' Hall,

dec21 1m MEMPHIS, TENN.

1867. REMOVAL. 1867.

VISKEY & CARTWRIGHT, General Commission Merchants, dealers in Wines, Liquors and Cigars, have moved to 152 Main street, three doors above the Overton Hotel, where they will be constantly receiving consignments from first hands, which they will sell very low for cash or ready acceptances. Particular attention paid to cotton and Produce. janu 6

TENNESSEE NATIONAL BANK

OF MEMPHIS.

Interest Allowed on Daily Balances

On and after January 1, 1867, the

TENNESSEE NATIONAL BANK of MEMPHIS

Corner Jefferson and Main Sts.,

WILL ALLOW INTEREST ON DAILY DEPOSITS on the understanding that all money thus deposited is subject to the draft direct on check of the depositor, as the Bank may arrange with such responsible banks in New York, Cincinnati, and St. Louis, for which it receives interest on its DAILY BALANCES; it is willing to extend the same benefit to its depositors. Regular statements will be made from the Deposit Ledger, which will be furnished customers upon call, showing the condition of their accounts, and the amount of interest due them, in order that all deposits, with the interest, can be checked out at any time, with notice to the officers of the Bank.

W. A. HILL, Cashier.
Geo. R. RITTER, President. janu 8t

DECLINE IN GOODS.

CHEAP BARGAINS IN

FALL AND WINTER CLOTHING

COMPRISING

Cassimere Suits,

English Melton Suits,

Fine Black Suits,

OVERCOATS and BEAVER SACKS,

—AT—

T. W. CHAPIN & CO.'S

308 1-2 Second Street.

OUR STOCK OF FURNISHING GOODS is large and well assorted, and we are offering them at prices that cannot fail to give satisfaction.

MEN'S HATS AND CAPS,

BOYS' HATS AND CAPS,

SMITH'S WHITE SHIRTS,

TIES, GLOVES, COLLARS,

SOLE LEATHER TRUNKS,

and TRAVELING BAGS, Etc.

AT T. W. CHAPIN & CO.'S.

Winter Underwear can be bought cheap at T. W. CHAPIN & CO.'S,
308 Second street, near Madison

EMMONS & SON,

Packers, Forwarders and General Jobbers of

NEWSPAPERS

Cheap Publications,

BOOKS, STATIONERY, ETC.

No. 10 Jo[illegible]

Everything required [illegible] Lowest Rates.

[illegible] St., Tenn[illegible] Late [illegible] & Co.

TERRY & [illegible]HELL,

Exclusively Wholesale

Dealers in

BOOTS, SHOES AND HATS,

No. 293 Main Street,

[illegible] Block, MEMPHIS.

HAVE received their stock of Fall and Winter Goods, and will remove about the 1st of February to 293 Main street. janu 4t

A. S. ROGERSON,

AUCTIONEER

NO. 312 MAIN STREET,

Corner of Monroe Street, Memphis.

REGULAR TRADE SALES OF DRY GOODS, Clothing, Boots, Shoes, Hats, Notions, Fancy and Variety Goods, TUESDAYS and FRIDAYS of each week. Special sales of any description of Merchandise made on other days.

N. B.—All consignments should be made previous to the day of sale to facilitate the arrangements of the sale. janu 8m

Dissolution.

THE partnership heretofore existing under the Style of GILBERT & HIGBEE, is this day dissolved by mutual consent. The business of the late firm will be settled by H. H. HIGBEE, at 301 and 303 Main street.

SAMUEL GILBERT,
H. H. HIGBEE.

January 1, 1867.

IMPORTANT CHANGE

REMOVAL.

MANSFIELD & HIGBEE

Successors to S. Mansfield & Co., and Gilbert & Higbee,

HAVE CONSOLIDATED THE TWO STORES as above, and removed the entire stock of Gilbert & Higbee to the large and commodious

DRUG WAREHOUSE

Of S. Mansfield & Co.,

Nos. 301 and 303 Main St.

Having this day disposed of my interest in the Drug Store of Gilbert & Higbee to MANSFIELD & HIGBEE, I most cordially recommend them to my friends, and earnestly bespeak for them a continuance of the liberal patronage extended to our old firm. Well satisfied of their business requirements and skill as druggists, I wish for them the same success which has attended the late partnership of Gilbert & Higbee.

DR. S. GILBERT.

This combination forms the most complete Drug Emporium south of New York, where every twenty will now be offered the purchaser of buying goods in our line at manufacturers' prices.

We cordially invite and direct the special attention of all persons to this establishment before making their purchases either in the East or West, as our object and aim shall be to provide a HOME MARKET, and to defy competition with all other cities.

Our Stock of Goods is Perfect and Complete at All Times.

Our experience in the trade of Memphis is such that we understand and know the wants of our patrons, Physicians, Merchants, Builders, Manufacturers, Planters and others.

We shall have in our employ none but the most experienced clerks and assistants. All our arrangements will enable us to render perfect and complete satisfaction.

Thankful for the liberal and extensive patronage bestowed upon us heretofore by the citizens of Tennessee, Mississippi, Alabama and Arkansas, and the territory west, we hope by constant attention to our own business to merit and receive an increasing continuance.

MANSFIELD & HIGBEE,

Practical Druggists and Chemists,

301 and 303 Main Street,

MEMPHIS, TENN.

MISCELLANEOUS

REMOVAL.

SHEPHERD, WATKINS & CO.,

[Successors to W. R. Moore & Co.]

DRY GOODS

COMMISSION

MERCHANTS,

(FOR CASH)

NO. 321 MAIN STREET,

(Old Stand Shepherd & Moore,)

MEMPHIS: : : TENNESSEE.

WE BEG T

MEMPHIS APPEAL.

Office—No. 13 Madison Street.

TUESDAY ..... JANUARY 8, 1867

CITY BUSINESS DIRECTORY.

R. A. HUGHS, Carpenter & Builder, 91 Jefferson st. Jobbing promptly attended to.

A. SCHULTZ, Lock Smith, Fire-proof Safe Maker, Machinist, etc., 148 Jefferson st.

BROWN, JONES & MEILLER, coal dealers, Front, Cor. Com. Merc'l, wharf b'tn Th White R.

BURR, L. S. & CO., Carriage Manufacturing and repairing, old stand, 332 Second st.

BROWN & JONES, Pittsburg Coal Dealers, 247 Second st., next door to Gas Office.

COAL! COAL!! E. B. PACKER, Pittsburg Coal Dealer, 8 Washington street.

DELF & CO., Eagle Factory, 212 Front st., Memphis, Tenn.

DAY, N., Photographer, 358 out stand, corner Union and Main streets.

GAYOSO SAVINGS INSTITUTION, Banking House 19 Madison st. E. M. Avery, Cashier. John C. Lanier, President.

PITTSBURG COAL—HIGGS & PETERSON, office 14 Madison st. Branch office, 341 Main st.—J. B. Moseley, agent. We are the only coal merchants who weigh on the city scales.

UNITED STATES CUSTOM HOUSE—No 211 Main Street. Office hours from 9 a.m. to 4 p.m. IODGE C. TRADER, Surveyor of Customs. Residence 231 Union street.

GAYOSO SAVINGS INSTITUTION, MEMPHIS, TENNESSEE.

Banking House No. 19 Madison St.

This Institution, organized in 1856, has been in continuous and successful operation for the past ten years, continues to transact a GENERAL EXCHANGE AND BANKING BUSINESS.

Will Receive Deposits, Buy and Sell

Foreign & Domestic Exchange. Gold, Silver and Uncurrent Money.

SELLS Exchange in sums to suit purchasers, on London and all leading cities of the United States, and will make collections on all accessible places in the North and West.

E. M. AVERY, Cashier.

JOHN C. LANIER, President.

jeo26-1y-ea17 tf

ANNOUNCEMENTS.

WM. FARLEIGH, by request, is a Candidate for SHERIFF for the 5th Ward. Election on Monday, the 7th inst. jan 8

LOST--FOUND.

$50 REWARD.—

I will pay $50 for the apprehension and delivery to me at Collierville, Tenn., my black horse, bridle and saddle, and the rider who stole him; or I will pay $25 for the horse. The horse is six years old, black all over, and carries his tail on the right side when moving, or in the saddle. He was shod in front. The saddle is old, the oil is pretty free from it, and is quite common. There was a broad piece on the left side of the horse where the girth buckles, the size of a dollar, and a small white spot under the fastening, and all scratched up. F. M. PARKINGTON.

Collierville, Tenn., Dec. 31, '66. jan1 tf

STOLEN—

From the undersigned on the night of the 2d, from the residence of the subscriber, on Second street between Second and Third, one black horse MULE, about 14 hands high, with large scar on left fore shoulder, and one bay mare MULE, about 14½ hands high, and very thin, with a scar on the left hip. A liberal reward will be paid for their recovery and delivery to me. HARRY LEWIS, on Auction street.

dec23

MULE BROKE LOOSE—

From No. 36 Madison street, on Wednesday evening, one sorrel MULE, 15 or 16 years old, branded on the shoulder, and has one ear slit; shoes all round. Any one giving information will be paid a liberal reward and be paid on delivery of said mule at No. 36 Madison street. dec16 tf

BOARDING.

BOARD AND LODGING—

Front Rooms for gentleman and wife; also, good accommodations for single gentlemen, by early application at 19 Madison St. jan3 1m

BOARDING—

Board and pleasant Rooms at 9 Promenade street. dec22 1m

BOARDING—

Several very desirable rooms handsomely furnished, for the use of single gentlemen, can be had with board, on reasonable terms, at 249 Adams street. dec8 tf

WANTS.

WANTED—

By a competent Book-keeper a situation to post a set of books in the evening. Would also do some reasonable compensation. Apply at No. 7 Washington street. jan4 tf

WANTED—

By a gentleman residing in Mississippi, on the N. O. J. and G. N. railroad, a partner with a capital of $10,000 to $12,000, to invest in completing the work and enlarging the number of Spindles and Looms in a Cotton and Woollen Factory now nearly completed. Machinery driven by first rate water power, and immediately on the line of railroad, 12 miles from New Orleans. A rare chance for investment. For particulars call at No. 29 Overton Hotel, or on the proprietor. jan5 2t

WANTED—

A PERMANENT SITUATION, by a young man of good character and business qualifications, writes a good hand, and understands how to transact business generally. Has an extensive acquaintance in North Mississippi and West Tennessee. Address "M. L." at this office. d 27 tf

WANTED—AGENTS—

$150 per month to sell the "Crescent Sewing Machine." Address, CHAS. F. HASTY, 225 Second street, Memphis, Tenn. ea3 6mdp

WANTED.—Agents 200 to 250 per month. Agents wanted everywhere to canvass. Implements only genuine "New Improved Common Sense Family Sewing Machine." Price $15. Warranted five years. Lady agents work and is the greatest invention of the age. For terms to agents and circulars, address as at Franklin, NY. S. M. TOLFYER & CO., Manufacturers, and General Agents for the north. nov24 1m&dem

WANTED—Agents.—Energetic Agents for the best paying business extant, article of absolute necessity in every household, large profits, on small capital, no competition and no risk, and just what every agent wants to make money. Ladies, gentlemen, clergymen, teachers, clerks, laborers, everybody who is out of work or wishes a change, should call at 47 Lombard block, or send stamp for papers. Address, R. WAYNE, Box 581, Chicago. nov27 1m&3m

FOR SALE.

FOR SALE—

160 acres twelve miles southeast from Memphis, well cleared, will do for Cotton, first rate for an orchard. Is 1½ springs and one creek; will take $25 per acre if taken by 25th inst. Stock of stock, one-third cash, balance in four months. Will take it in city property, or good good notes or river land. BENTON & MACLEAN. jan 3

TOWN LOTS FOR SALE—

One Hundred valuable BUILDING LOTS for sale in the town of Pastoria, situated on the North side of Arkansas River, ten miles above Fort Smith, Sebastian county, Arkansas. Apply to JAMES E. BAYLISS, At Pastoria, on Arkansas river, or Jefferson City, Ark. dec6 1m

FOR SALE—

A fine stock of Harness, Saddlery and Harness Hardware, Fixtures, Tools, and everything in a first-class establishment, could only be the demand for the remainder of the year. Happened for cause the stand, which is very favorably located, can be rented for a longer time. Sold for the present cause. Apply at JOSEPH DWORACK'S, No. 191 Main, near Poplar st. ea1

FOR RENT.

FOR RENT—

A Store House, No. 46 North Court street. In consequence of the present occupant moving into the large house, the above place is for rent. Inquire on the premises. nov28 tf

NOTICES.

NOTICE—

is hereby given that a Stockholders' Meeting will be held on Tuesday, the 8th day of January, at the Tennessee National Bank, for the purpose of electing Five Directors for the ensuing year. GEO. R. RUTTER, President. jan5 2t

NOTICE—

There will be no bills paid by the steamer DE SOTO unless ordered by the Captain or Clerk. J. F. HICKS. Bulletin and Avalanche copy. ja6 1tf.

NOTICE.—MULE and HORSE STOLEN.—I SHALL WAIT on the night of December last, was stolen from the s a de of the subscriber, one and a half miles north of the city on the Mendenhall creek pike road, one BAY HORSE, nine or ten years old, black mane and tail, some white on hind foot at setback point, and dent in forehead just below left eye, shod on all four feet. Also, a light sorrel mare MULE, about four years old, short coupled romp and having saddle and collar marks on back and top of neck, a couple of moles and tail, and a little spot just behind her right ear, shod on front feet. I will give Fifty Dollars reward for return of either animal, and One Hundred for apprehension of and proof to convict the thief. JOHN A. WALKER.

NOTICE.

Mississippi Cotton Plantation for Sale.

CONTAINING 640 acres, entire section under fence, 300 in high state of cultivation, good frame dwelling house with five rooms, gin house, all necessary out houses, orchard, etc., all in good order, plenty of good water, good team, sight, hay, oats, corn, killing hogs, stock of every kind usually found on a farm, utensils of all kinds; in fact, everything complete to carry on a well conducted farm for sale. A large number of the hands now on the place will remain, if desired. In a good healthy location, convenient to church and schools and very convenient to the railroad—about thirty five miles from the city. Parties calling soon can take liberal and easy terms. For further information call on J. E. PEERS, BLACKWELL & CO., No. 50 Main street, Memphis, Tenn. This farm is offered for thirty days, as the party now on it will have everything in good order and get hands to work the place, and will deliver everything over to the purchaser, and give immediate possession. dec25 1m

PEOPLE'S BANK OF TENNESSEE,

MEMPHIS:

No. 12 Madison Street

F. W. SMITH, : : : President.

D. A. SHEPHERD, : : : Cashier.

dec2 3m

LOOKOUT MOUNTAIN EDUCATIONAL INSTITUTE.

THE Winter Session will begin November 15, 1866, and close April 1, 1867. Boarding and Tuition $100; one-half payable upon entrance, the remainder January 28, 1867. Drawing, Music and Modern Languages, extra.

For circular, with full particulars, address the Principal, REV. F. F. WILLIAMS, Chattanooga, Tenn. ea16

CLOSING OF THE MAILS.

Via M. & C. R. R., Washington, O. C., Richmond, Va., Columbus, Ga., Augusta, Ga., Mobile, Ala., and all stations on M. & C. R. R., at 6 p.m.

Miss. Cen. R. R. at 6 p.m.

Mobile & Ohio R. R. at 6 p.m.

Via Miss. & Tenn. R. R., New Orleans, La., Jackson, Miss., Vicksburg, Miss., and all stations Miss. & Tenn. R. R., at 3 p.m.

Southern R. R. at 3 p.m.

N. O. & G. N. R. R. at 3 p.m.

Via Sta. a Louisville R. R., Louisville, Ky., Cincinnati, Ohio, Baltimore, Md., Philadelphia, Pa., New York, N. Y., and all eastern cities, at 3 p.m.

Brownsville Tenn., and all stations on Mem. & Ohio R. R., at 3 p.m.

Cairo, Ill., Chicago, Ill., St. Louis, Mo., and all western cities, at 5 p.m.

Little Rock R. R., and all Landings on White River, semi-weekly, Tuesdays and Saturdays.

Pine Bluff, Ark., and Landings on Arkansas River, semi-weekly, Tuesdays and Fridays.

Miss. River from Memphis to Cairo five times a week.

Hebrew and Masonic Calendar.

A. M. 5627.

1 Tisri,	10th September,	1866.
8 Kheshvan,	9th October,	"
1 Cislev,	9th November,	"
2 Tebeth,	8th December,	"
1 Phebet,	7th January,	1867.
1 Adar,	6th February,	"
1 Veadar,	8th March,	"
1 Nisan,	6th April,	"
1 Ijar,	6th May,	"
1 Sivan,	4th June,	"
1 Thamuz,	4th July,	"
1 Ab,	3d August,	"
1 Elul,	1st September,	"

Ash Wednesday, 20th February, 1867.
Maundy Thursday, 4th April, "
Good Friday, 5th April, "
Easter Sunday, 12th April, "
Ascension, 23d May, "
Pentecost, 31st May, "
Saint Andrew's Day, 29th November in each year.

LOCAL MATTERS.

For the benefit of those persons calling at the counting and editorial rooms of this paper for Gen. Jordan, we wish to state that he is not now connected with the APPEAL, and has he been so connected since last summer, and that we do not know of his whereabouts.

To the Patrons of the Appeal.

You are requested not to pay any carriers without a certificate from me, and to report at the counting desk any irregularity in carriers. L. DAVIES.

Merchant Tailors can buy fine French cloths, cassimeres and tailors' trimmings fifteen per cent. less than New York prices, at M. Lyon & Co.'s, No. 363 Main street. The stock must be sold within a few days. jan4 5t

Dress Goods at less than cost at B. Lowenstein & Bros'. jan 4

BOARDING.—Three or four respectable families, or several single gentlemen, can be accommodated with nice rooms and boarding, by applying at 346 Adams street. nov29 tf.

Country Merchants buying goods for cost should not fail to examine the large stock of dry goods at B. Lowenstein & Bros'. jan 4

GRAND OPENING DAY.—On Tuesday 8th inst., Charlie Jones opens his "snack house" and restaurant, in Center alley, and would respectfully announce to his numerous friends that he is determined to run far ahead of anything in this city in this line of business. His "snack house" is the only one in Center alley, and is located two doors south of Madison street. Charlie Blanz requests us to say, right here, that *he* has the *best* liquors in the city in connection with the "snack house," and that if anybody can get better liquors, ales, wines, beer, etc., than he can, for the same money, he would like to see 'em. During lunch hours Charlie sells beer at ten cents a glass, and all kinds of liquors at twenty-five cents a drink. jan 6 2t

LIGHT HOUSE NON EXPLOSIVE OIL. We offer to the public this celebrated Oil, and in doing so we unhesitatingly pronounce it *superior to any burning oil in use*. It is

Non-Explosive;
Free from Grease;
It will not grease the hands;
It will not soil or stain anything;
It is more brilliant than any light;
It produces a steady light;
It is not so trying to the eyes;
It can be used in any lamp by changing or altering the burner,

It has been most favorably received, and pronounced by judges to be the *best and most reliable Oil* in the market, and in consequence of the many serious accidents arising from the *explosion of kerosene*, this oil is extensively known and used in preference.

We are now prepared to furnish the trade with this valuable Oil, and we solicit from the public an examination and trial. First premium awarded at the Louisiana State Fair, held in New Orleans, from November 29 to 27, 1866, against all competitors. For sale only by BERNSTEIN & WEITER, Sole Agents, 3 Monroe street, Memphis, Tenn. jan5t.

THE place for every one to purchase their kitchen furniture, cutlery, and all iron, tin and copper ware, oils, lamps, etc., is at the great depot of the Messrs. Blood & Co., No. 361 Main and 40 Monroe streets.

We wish to call the attention of our readers to the fact that B. Lowenstein & Bros. are now offering their large and magnificent stock of dry goods at greatly reduced prices; as most of their stock is new, having been purchased since the recent decline cash, we would advise all close cost buyers to call at the house of B. Lowenstein & Bros. before they make their purchases. jan 4 tf

All kinds of Dry Goods at reduced prices at B. Lowenstein & Bros'. jan 4 tf

Balmoral and Hoop Skirts at reduced prices at B. Lowenstein & Bros'. jan 4 tf

NOTICE.—We would call the attention of merchants and book-keepers to our immense and well elected stock of blank books. Call and examine at Geo. Pattison & Co's. 36 North Court street. dec30-7t

Cloaks and Shawls very cheap at B. Lowenstein & Bros'. jan 4 tf.

Country people buying dry goods in this city would do well to call at B. Lowenstein & Bros'. jan 4 tf

Bleached Sheeting and Shirtings marked down at B. Lowenstein & Bros'. jan 4 tf

MRS. E. WATSON, monthly and general nurse for the sick, may be found at No. 304 Third street. References: Rev. J. O. Steadman and J. R. Allen, M. D. nov15-2m

Head Quarters for Wood and Willow Ware, 339 Main street. 200 doz. no two-hoop buckets at $1 per dozen; 50 nests Pails at $7 per nest. Bulk sort brooms, at our store, one door north of Southern palace. dec29-1w

Miscellaneous and school books, as well as the latest publications, can be had at Geo Pattison & Co's, 36 North Court street. dec30-7t

M. Lyon & Co. of St. Louis, are still at No. 363 Main street next door to Blood's, where they are selling fine custom made clothing, cloths and furnishing goods at fifteen per cent. below New York wholesale prices. Their stock must be closed out in a few days. Call and get bargains. jan4 5t

WANTED.—Two hundred day boarders at Doutax' restaurant, 339 Second street, for terms and regulations apply at restaurant. dec9-1w

Office and counting-house stationery to be had at Geo. Pattison & Co's., 36 North Court street. dec30-7t

AMUSEMENTS TO-DAY.—Bluff City Museum—open day and evening—wonderful educated hog; Bohemian glass blower, collection of living animals. del9 1y

Call and examine our stock of letter, cap and note paper. It is large, well selected and cheap. GEO. PATTISON & CO. dec30-7t 36 N. Court street.

A large stock of Baskets and Flannels just received at B. Lowenstein & Bros'. jan6 tf

HEAVY TRADE SALE, Thursday, 10th instant, at 10 o'clock, a.m., at the Arcade, 396 Main street, groceries, assorted in part, flour, salt, mackerel, soap, candles, starch, raisins, matches, knives, powder, shot, soda, rice, sugar, coffee, oysters, buckets, tubs, tobacco, molasses, cheese, whisky, dry goods assorted, too numerous to mention, must and will be sold regardless of price, by Cayce, Craft & Co., auctioneers.

SUDDEN changes of the weather are productive of throat diseases, coughs, etc. There is no more effectual relief in these diseases to be found than in the timely use of Brown's Bronchial Troches. They possess real merit, and have proved their efficacy by a test of many years, having received testimonials from eminent men who have used them.

RESTORATION OF THE NAVY YARD PROPERTY.—Our citizens will be glad to learn from the following letter, which is addressed to Mayor Lofland by the special attorney, that the navy yard property now in possession of the United States government, will soon be returned to the city:

MEMPHIS, TENN., January 7, 1867.

Sir: I am just in receipt of the gratifying intelligence that the application made by me to the authorities at Washington, in behalf of the city of Memphis, for the restoration of such portions of the navy yard grounds as are in the possession of the United States forces, has been favorably entertained, and the property will be restored without delay. I will furnish you a copy of the decision as soon as practicable. I have the honor to be, very respectfully, your obedient servant, SMITH P. BANKHEAD, Special Attorney.

To W. O. Lofland, Mayor.

COMMUNICATED.

NEW ORLEANS TO MEMPHIS.

Editors Memphis Appeal:

Passing Christmas in the Crescent City, I visited the Continental hotel, "the common resort of sporting men—giving them every evidence they desire that we are law-abiding, and the Union men are as safe here as those at home, who took an active part in the late war, and petition against the constitutional amendment—we left the city by the Robert E. Lee, now the finest steamer on the great Mississippi. We found her all that could be desired—the utmost care shown in every department, always up to time, making a speedy trip.

The naming of this steamer was in this wise: Captains Cannon & Mansfield, the principal builders, were deciding as to the name, in the company of a Mississippi planter, who is also a great traveler, a gentleman of general intelligence, was secretary of legation when Buchanan represented the United States at the court of St. James. As would be expected by those who know Captain Cannon, he suggested the name, Robert E. Lee; Mansfield gave a name; they finally agreed that the old gentleman should decide. He being a Virginian—a lover by the rebellion, from federal draffs on him, to the amount of $750,000—with all the glory of the Old Dominion passing in the grand panorama before him—arose to the occasion, and said the steamer shall be called "Robert E. Lee." All the south say, "so let it be."

Having business at Natchez, I spent a day in this beautiful place—found the gentlemen conducting the *Democrat* and *Courier*, "worthy and well qualified," adding also very much to my pleasure. The place has suffered much by fire. There are evident signs of former wealth, and I was surprised after seeing the place, and conversing with some of the prominent persons, that Natchez has not a mile of rail. The south must come out of this lethargy. Railroads and factories are essential to our existence, in this way only can we bring the Northern people to any degree of justice, with these we will gain all we want—no indebtedness to them.

Leaving Natchez on the Indiana, we had a pleasant trip to the Bluff City, as the Indiana is a safe, speedy means of travel, having a well appointed table, furnishing an inviting bill of fare. Capt. Neal & Bro., are building the Richmond, a low pressure steamer, her mighty wheel will make 22 evolutions a minute, giving us the pleasure of going from New Orleans to Louisville, in less than four days. This elegant steamer, exceeding all before her; 340 feet in length, 50 feet wide, is nearly completed, and will leave Louisville in February. Captain Neal & Brother are well known river men, known as prompt, safe and reliable. We hail the Richmond, the name is dear to some of us. Time saved, comfort secured.

At Vicksburg we saw the sad effects of the disastrous fire, devastating a large portion of this unfortunate but ever honored city. The sufferings of her people has been truly great; long had they a mighty army pouring shot and shell among them. All southern hearts feel for them. I am pleased to make the record that Colo. Morse of the City hotel, has sent them $500—it is like him. During the war he fed thousands of Confederate soldiers who were in the Crescent city without money.

Now, in Memphis, I was not at all prepared to see the great improvements in this city. Here I sat in the Overton hotel, after spending some time at the great hotels in much larger cities. This, in extent, elegance, order, neatness and the bill of fare is equal to any in New York, St. Louis or Louisville, and those coming to the Bluff City will be pleased at the "Overton."

An inspection of some of the business houses equally surprises me. I called to see an old friend and correct merchant, Mr. Ferguson—house of Ferguson, Corder & Co., Front Row, and found them successful wholesale grocers—doing a business comparing fully with first-class houses in St. Louis and Cincinnati. Their ripe experience and great business ability places them with the first merchants.

One of the oldest and safest dry goods houses is that of Howell, Wood & Read, 332 Main street. These gentlemen have the most unbounded means, the confidence of the people, and have the ambition by low prices or small profits to make Memphis equal to any city for Arkansas merchants.

Waggoner & Co., the great wholesale clothing house, has maintained first rank. The work is all made to order, of the best goods and latest styles; their large house is filled with goods—most desirable clothing.

The largest furniture house is that of John Mitchell & Co., 366 Main street. Certainly in amount, quality and prices this house is equal to the best in St. Louis or Cincinnati, as they have their furniture factory, know their business, and they sell on reasonable terms.

The largest and oldest drug house is that of Mansfield & Co. For more than a quarter of a century has Mr. Mansfield advanced in his extensive business; preparing most of the medicines and imports direct from Europe, it is the best house for pure drugs and best medicines. Physicians and best testimony as to the pure preparations secured at 301 Main street.

Bielock & Co., 315 Main street, have published more southern books than any house during the last year. Their life of "Stonewall" has brought a handsome income to the widow of that name immortal. "The Prisoner of War" is one of the best books given to us. Their stock is quite large, being publishers. Having several other houses purchasing so largely, they can sell very low.

Mickle, Mason & Ragland have one of the largest and best houses of boots and shoes. Being obliging and correct men, their business is commensurate with their high standing as merchants.

I found many other houses in extent, prices, quality and ability of the merchants, comparing with the first houses in St. Louis and other cities, certainly removing all just ground for going further. There an excellent stopping place is secured. Steamers going direct to the leading points on the White, St. Francis and Arkansas rivers. What is wanting are steamers going to points on the Ouachita. The trade, much of it, would come to Memphis if a direct line of travel was opened. Let it be known that our citizens and steamers left Memphis for Camden, on the Ouachita, and a fine trade would open at once. A. L. H.

MEMPHIS, January 7, 1867.

LEGAL INTELLIGENCE.

Criminal Court.—The mandamus case of J. J. Power vs. Judge Leonard was made peremptory, and the defendant took an appeal to the supreme court. The misdemeanor docket will be called to-day.

Law Court.—The panel of seventy-five jurors ordered December 21, 1866, was called, and two jurors selected. Persons summoned as jurors who have failed to report will be fined twenty five dollars, upon failure to give a satisfactory excuse by Thursday.

The following cases were disposed of:

1056. T. C. Boyd & Co. vs. Wm. Farris et al; was dismissed as to defendant, Farris, and judgment rendered against the judge, and in the sum of $631 50.

423. T. D. C. Trader vs. G. N. Robinson and C. May—dismissed by plaintiff.

1070. T. R. Harris et al. vs. J. J. Powers—judgment for plaintiff in the amount of $1290.

The court ordered attachments against three persons who failed to attend as witnesses.

The case of Scanlon vs. Snell, Taylor & Co., will be taken up to-day.

County Court.—The court met pursuant to adjournment. Present, Esquires J. C. Beckly, R. N. Bond, D. M. Witherspoon, John C. Creighton, E. Smith, Ira Moore, E. Pullium, J. B. Mercer, H. Clewer, J. M. Thomson, D. A. Hubbell, B. B. Kaen, J. W. Walker, T. Jones, David Hildebrand, W. J. Walton, J. B. Mitchell, M. Gibson, S. A. Moore, Jas. Hall, L. Brooks, H. Goodlett, Jeremiah Massey. J. W. S. Smith, Associate Justice. John Doague, clerk, and E. Wright, deputy sheriff. Esquire Walker occupied the attention of the court at some length, setting forth the leading object for which the court had convened, and moved an adjournment until such time as the report of the receiving and disbursing agent of the county should be completed, showing the exact financial condition of the county. Esquire Walker withdrew his motion upon the suggestion of Esquire Miller, who moved, as a mark of respect to Esquire M. Rodgers, deceased, that a committee of three be appointed to draft appropriate resolutions. The committee was appointed by the chairman, consisting of Esquires Creighton, Jones and Miller, in accordance with the above, whereupon the court adjourned till ten o'clock this morning.

TUESDAY, JANUARY 8, 1867.

9 6. John Herring vs. Patrick Sherry.
687. Forsythe Brothers vs. Blood & Farr.
926. P. vs. Mc. ch vs. J. Brooks.
911. Fowlkes vs. Louis Heyar.
992. E. T. Tortan vs. Smith Freeman et al.
993. N. Brock vs. Lutz Wendle & Co., et al.
995. Union Bank of Tennessee vs. Sam Tate et al.
997. Same.
999. Charles Jacob & Co. vs. W. T. Williams et al.
998. I. Long et al. vs. W. T. Williams et al.
970. P. Friedrich vs. Charles & Gunn.
995. Drake & Bowson vs. F. Spalding.
1022. James L. Crawford, admr., vs. E. S. Valentine, admr'x.
1023. Lac. M. Clive vs. R. E. Underwood.
1071. M. W. Jones vs. W. B. Greenlaw.
1072. Wm. O'Hern vs. C. H. Shum.
1073. —Tarbett, use, etc., vs. Lutz Wendle & Company.
1074. M. W. Jones vs. W. B. Greenlaw & Co.
1075. Same.
1077. J. F. Ivery vs. James Johnson.

WEDNESDAY, JANUARY 9, 1867.

776. Charles L. Howard vs. Patrick Creighton.
959. Bidwell vs. Mitchell, Hoffman & Co. Trust.
1004. A. L. Kimbro vs. Wm. O'Hern.
1135. T. S. Ayres, sur. partner, vs. A. B. Hawley.
1137. Bethoff & Mehlinger vs. Simon Mehlinger.
1138. Chandler & King vs. Same.
1140. G. L. Blythe vs. Thomas Sadler.
1091. Mark Eldridge vs. Thomas Quinn.
1104. B. H. Hodges use of, etc., vs. L. Black.
1105. B. C. Brown, J. Yates, G. L. Morgan, Mc. Kendall & Adams vs. J. H. Hall et al.
1107. Sam Dunn, use, etc vs. J. Graves.
1108. Peter Moore vs. P. J. Shanley.
1110. Asbel Nelson, use of, etc., vs. J. N. Oliver et al.
1111. James Newport et al. vs. J. Y. Sayers.
1116. O. M. Hogue vs. A. K. Mills.
1114. James Sullivan vs. John Gearin.
1115. A. Cole vs. Lonegan & Johnson.
1117. J. H. Lee & Son vs. J. Cole et al.
1119. B. J. Wilkins vs. J. S. Spring.
1120. M. Hall vs. Bethoff & Co.
1121. Muir, Stevens & Fulton vs. J. W. Pannley & Co.
1122. Isaac Pennington vs. Selena Quinn.
1124. Same.

Chancery Court.—The entire time of Mr. Mansfield was occupied in the argument of Mr. Murdock vs. W. C. Dunlap et al., being a bill to enjoin a judgment, and to have the injunction made perpetual. The case was submitted to the court at the close of the argument on Wednesday morning.

To-day is motion day.

DOCKET FOR WEDNESDAY, JANUARY 9TH.

723. Chas. Gray vs. H. S. Smith.
1231. H. Clothing vs. Bethoff et al.
1235. Rice, Gill & Co. vs. Bethoff et al.
1232. Geo. H. Swift vs. Bethoff et al.
1233. Bethoff & Co. vs. Bethoff et al.
1237. J. F. Memphis vs. John Coman.
1239. R. L. Keyes vs. John Coman.
1240. Wm. Lee vs. Wm. Lee, Jr.
1242. Sam Tate vs. Wm. Lee, Jr., Eliza Kinney et al.
1262. Nelson Gordon vs. John Sullivan et al.
1260. W. Garden vs. H. G. Leake.
1261. Wm. Lee, Jr., vs. Lee Brothers et al.
1275. M. P. Webb et al. vs. W. C. Schanskenberg.
779. M. E. Webb et al. vs. J. H. Mitchell.

REGISTRY OF DEEDS AND MORTGAGES.

William Mears to Mary A. Miller, deed, $3712, lot No. 283, city. H. Wright to A. Kiaski, chattle mortgage, $384 10 on household goods. J. C. Brooks to Chas. Saltmarsh, $1600 stock boots, shoes and clothing at No. 415 Main street. John E. Page and George W. Cheek to Val. Zalliger, deed, $896 87, lot No. 23, corner Brinkley and Main streets, 71 ft 10 in by 178 feet. Mansfield Brown to Samuel C. Rembert, general claim deed, $500, lot near the corner of McCall and Clinton streets. James H. Kera to W. A. Williams and John Grant, deed, three promissory notes of $300 each, lot 400 on Market street, near Hernando. Jas. Stoger to F. Fellman, mortgage in security for goods bought from Cunningham & Barker. J. W. Dickey to Harriet King, deed $2500, 109 acres of land on the plank road one mile east of Raleigh, being part of grant No. 10,945 to Benjamin Bailey. J. B. Bramlette to S. N. Ladd, mortgage $1666 67, furniture and appliances of the Charleston house.

SPECIAL NOTICES.

Mrs. Dr. Harvey.—The world-renowned Clairvoyant and Magnetic Physician, for instantaneous cures of disease and clairvoyant perception have been the wonder of the world, has arrived in Memphis and taken rooms for the season at the Overton Hotel, office, room No. 25, where she can be consulted upon all matters pertaining to life and health. She treats all the so-called incurable diseases as specialties, to-wit: Cancer, consumption, asthma, rheumatism, dyspepsia, epilepsy, heart disease, and female diseases, and all other chronic complaints with her magic and happy results. For particulars call or send for a circular. Prof. Harvey, the discoverer of certain and painless cure for cancers and tumors, assists in her practice and compounds all her medicines. Address all letters to PROF. HARVEY, Memphis, Tenn. dec30 1y

Removal.—Drs. Mortimore & Fayre have removed their office from the Commercial Hotel to the Worsham House, Room No. 25, (the one occupied by Dr. Mortimore the past four years), where all who desire to, can consult them and procure treatment.

Special attention given to all the various forms of chronic diseases, especially Disease of the Lung and Throat, Disease of the Heart, Liver, Spleen, Kidneys and Spine, Dispepsia, Chronic Diseases of the Stomach and Bowels, Rheumatism, Neuralgia and Nervous affections; the afflictive forms of Female Diseases, as also all diseases having origin in impurities of the blood and vital fluids.

Office hours from 8 o'clock a.m. until 6 o'clock p.m., daily. May 30tf

Oysters, Oysters—Fish and Game Depot. JOHN D. EDWARDS, No. 315 Second street, is receiving daily, per express, FRESH BALTIMORE OYSTERS, which he will furnish all customers at Eight Dollars per dozen cans, and retail at Seventy-five Cents after the 1st of January. Also receiving fresh LAKE FISH, POULTRY, GAME, and all kinds of VEGETABLES, and will sell at the LOWEST PRICES. All customers we may meet with will be promptly attended to.

All goods delivered to all parts of the city, free of charge.

Respectfully yours, JOHN D. EDWARDS, dec28 1m No. 315 Second street.

Balch warrants his pictures to please. jeSodtf

Pittsburg Coal—Briggs & Peterson—Office 13 Madison street. Branch office, 341 Main. J. E. MOSELEY, Agent.

Go to Balch's for any kind of picture. jeSodtf

Balch makes the largest pictures in Memphis, at 249 Main st. jeSodtf

If you want Ambrotypes or Daguerreotypes enlarged, and colored in any style, go to Balch's. jeSodtf

At a regular meeting of the quarterly court of Shelby county, on Monday, the 7th of January, 1866, at the courthouse in Memphis, R. B. Miller, Esq., appeared in court and announced the death of M. Rogers, Esq., one of the former members of this court, and in respect of said deceased, moved an adjournment of the court until to-day at 10 o'clock a.m., which said motion was unanimously carried. It was then moved and carried that a committee be appointed to draft suitable resolutions expressive of the sense of the court in reference to said deceased, whereupon R. B. Miller, John C. Creighton and H. T. Jones were appointed said committee, who reported the following resolutions, to-wit:

1st. That whereas, in the wise dispensation of Divine Providence, the Supreme Ruler of the universe has seen fit to remove from our midst our esteemed friend and worthy associate; that while we bow with meekness and humility to this sad afflicting dispensation, we deplore the loss of our friend and associate as an irreparable one, and the vacuum created in this court and also in this community by the death of said deceased one that cannot be filled.

2d. That we offer our most sincere and heartfelt sympathies to the family and friends of the deceased in their sad and afflicting bereavement, commending them to the care of Him who doeth all things well.

Resolved, 3d. That in token of our respect for the memory of our deceased associate we wear the usual badge of mourning for thirty days.

R. B. MILLER, JOHN C. CREIGHTON, H. T. JONES, Committee.

RIVER MATTERS.

Weather and Business.

The weather has been moderate since Sunday morning, and is now as pleasant as in October. Under its genial influence we look for the ice to disappear from the river at this point. It has run very heavy since our last. The cakes were large, sharp and disposed to lodge. The Ohio is falling, with ice running heavy at Cincinnati. At Louisville, it is also falling and full of ice, with 6 feet large in the canal. At St. Louis the river is stationary and ice not formidable.

It blowed and rained on yesterday evening and had every indication of rain. The floating ice became soft in appearance, and boats had little difficulty in making headway against it in our harbor.

Arrivals.

Steamer John Kilgour, Cairo.
" Kenton, New Orleans.
" Guidon, Arkansas river.
" J. S. McCune, White river.
" Commercial, White river.
" St. Patrick, Vicksburg.
" David White, Vicksburg.
" Commonwealth, New Orleans.
" Pauline Carroll, New Orleans.
" H. S. Turner, New Orleans.
" Celeste, Little Rock.
" Columbian, New Orleans.
" M. Hambleton, St. Francis river.
" J. P. Webb, Evansville.
" Adam Jacobs, Cairo.

Departures.

Steamer John Kilgour, New Orleans.
" Indiana, Louisville.
" David White, Louisville.
" Comet, New Madrid.

Boats in Port.

J. S. McCune, Adam Jacobs, Norman, Celeste, Guidon, Commercial, Kenton, Swallow, Sam Hale, St. Patrick, J. P. Webb, David Watts, Mollie Hambleton, Justice, Hallie, Pauline Carroll, Tom Gill, Commonwealth, Columbian, Paragon, H. E. Turner.

Miscellaneous.

Sunday was a beautiful day and our levee was crowded with steamers. Their officers were patiently waiting for news from above. Capt. Pat. Tom, of the Baltic, swore that the river boats would yet hold all our river men, should times not brighten up, or the ice run out. Capt. Loyd, Sam. Latriken and our friend Tompkins, of the Turner, were more hopeful—all however, seemed to spend the time pleasantly. Yarns were spun of alarming lengths. We know that a cleverer set of gentlemen rarely meet together than those of the many packets at our landing on Sunday last.

Capt. W. H. Broad has chartered the Wm Butler, at New Orleans, and put her in the Bayou De Glaize trade.

The St. Patrick arrive from Vicksburg with 240 bales of cotton.

The McCune came in from White river with 232 bales for this port, and 125 for reshipment to New Orleans.

The big snow was general all over the lower country. At New Orleans it covered houses, freight and everything to the depth of several inches, and youngsters in those parts thought flour was being wasted alarmingly.

The Commercial brought in 292 bales of cotton.

The Mollie Hambleton brought to this port, from the St. Francis, 341 bales.

The John Kilgour, which left Cairo on Saturday, arrived at the Star wharf boat Sunday morning. Her officers report the ice very heavy above. She took aboard a large number of passengers at this port and left for New Orleans before noon.

Gen. Price and family are among the passengers of the Silver Branch, which left New Orleans on the 4th. The general is *en route* to his former home in Missouri.

Mr. Jas. Wells, a passenger on the P. W. Xerdoff, became either fell or jumped overboard, just below Cine. Snatt, on last Monday and was drowned. Every search was fruitless.

The Adam Jacobs, reported in our last evening's issue as broken above, will be ready for business the next trip. She is now undergoing repairs at Columbus. We learn that the Liberty passed Paducah with us on Sunday evening. She will be up to-night or in the morning.

Capt. Harry was reported elected pilot visitor for the 7th ward yesterday. A very proper selection, as the captain's children are attending the 7th ward school house.

Capt. Armstead received dispatch from Cairo, ordering the Pauline Carroll and Lizzie Gill to that point as the river was clear to St. Louis. Both boats will be at our port bound up, with a tow, during the night or early in the morning.

Capt. Coastal, of the St. Louis, received a dispatch also, from Cairo, that the river was fast weather moderate—and that boats would leave on Tuesday evening for St. Louis.

The M. S. Mepham received 350 sacks of corn from one house in Evansville, for New Orleans.

The Licking river from the suspension bridge to Cole's garden, is daily covered with thousands of skaters, men, women, children and old maids.

The underwriters at Cincinnati have refused to insure cargos, until the ice becomes less heavy.

The negro recruits taken south on the David White, on her last trip, were very troublesome and mutinous, to much so that the officers of the boat had to call on Gen. Wood, at Vicksburg, for protection. The general sent a squad on board and put the heroic darkeys under arrest. Capt. Kinney and Mr. H. B. Snaw, published a card of thanks in the New Orleans papers to Gen. Wood.

The Kenton, New Orleans, the fine steamer Southern, with Capt. Dick. Mason

MEMPHIS APPEAL.

For the Appeal.

SEVERED HEARTS.

RESPECTFULLY INSCRIBED TO MRS. E. F. DILL.

The leaves have fall'n and left the branches bare,
The flowers have shed their petals—perfume too;
The scenes around are sad and do not wear
The pleasant features we were wont to view.
The trees again will wear their garb of green,
The flowers will fling their incense to the air,
But never more will be that which hath been,
And the form heart its fond regrets must bear.

When storm-clouds, tempest-tost'd, with angry frown,
Sweep, maddening as they rush athwart the sky,
We know that sunshine will again beam down,
And the clear azure rest all tranquilly;
But when life's current is stopp'd by death,
And the love we love are snatch'd from our embrace,
The seal relentless is stamped upon the breath,
And the lov'd lineaments we no more may trace.

Yet Memory hath an altar, whereon burns
The sacrificial offering, renewed
From day to day, from night to night, by turns,
On which no vulgar vision may intrude:
Its flowers, too, are perennial—*immortelles*—
They do not fade beneath the touch of time,
And withed, like the tenants of the dell
That exilate beneath the winter's rime.

But when the care, annoyances and strife
Are ended, and a blissful home's in sight,
Where weariness no more oppresses life,
'Tis sweet to gaze, in thought, on realm so bright:
And the woe-stricken heart elastic springs
Beneath Hope's inspiration, that the two,
Severed on earth, will near the King of Kings,
Celestial paths together then pursue.

JAMES R. MARSHALL.

MEMPHIS, January 7, 1867.

For the Appeal.

SORROW.

"The winds are wildly dancing like a fairy,
and round,"
But I am sadly dreaming of a green and grassy mound
Of one that's sleeping 'neath it, with his hands across his breast,
Little thinking of my sorrow or of my wild unrest.

Oh, the lips I kissed so fondly, how cold they are to-night?
And the eyes that shone so brightly with the power, best love-light,
The gentle voice that chided with the softest, sweetest tone,
Is buried 'neath the cold, cold sod, and I am left alone.

All that's left me now is a violet-covered grave,
Where sleeps the one I loved so well, the bravest of the brave;
And though my heart is dying and my tears we are falling fast,
I am glad that life is fleeting, and that it cannot last.

So winter winds dance wildly on, and the wild, wild winter rain,
You can have and leave your tear-drops upon my window pane:
I'm thinking of the time when I shall sweetly rest—
When the one I love so fondly shall fold me to his breast. MARIE.

JANUARY 3, 1867.

THE PRIVILEGE TAX

Be it ordained by the Board of Mayor and Aldermen of the city of Memphis, as follows: Section 1. That there shall be an annual tax collected for city purposes on all branches on business hereinafter designated, which said tax shall, without exception, be payable in advance.

Every factor or commission merchant who sells no goods, wares or merchandise of his own, but whose business is exclusively that of commissions on sales and purchases made by him for other parties, or on orders from them, shall pay annually for such license for such business, $100.

Every firm, merchant or person, who is engaged in the sale of goods, wares or merchandise on his own account (which are not exempt from taxation by the laws of the state), shall pay annually for license for the privilege of selling $20, and upon the amount of goods he, she, or they may bring to the city, at the invoice cost of the goods at the place where purchased, as follows:

1. Upon goods, wares or merchandise not exceeding to him in cost $3000—groceries, $20; other merchandise $28.
2. On same, not exceeding in cost to him of $5000—groceries, $30; other merchandise $42.
3. On same, not exceeding in cost to him of 7500—groceries, 40 00; other merchandise, 56 00.
4. On same, not exceeding in cost to him of 10,000—groceries, 50 00; other merchandise, 70 00.
5. On same, not exceeding in cost to him of 13,000—groceries, 75 00; other merchandise, 105.
6. On same, not exceeding in cost to him of 15,000—groceries, 85 00; other merchandise, 119.
7. On same, not exceeding in cost to him of 17,500—groceries, 100; other merchandise, 140.
8. On same, not exceeding in cost to him of 20,000—groceries, 115; other merchandise, 161.
9. On same, not exceeding in cost to him of 25,000—groceries, 130; other merchandise, 182.
10. On same, not exceeding in cost to him of 30,000—groceries, 150; other merchandise, 210.
11. On same, not exceeding in cost to him of 35,000—groceries, 175; other merchandise, 238.
12. On same, not exceeding in cost to him of 40,000—groceries, $190; other merchandise, $266.
13. On same, not exceeding in cost to him of 45,000—groceries, 205; other merchandise, 308 00.
14. On same, not exceeding in cost to him of 50,000—groceries, 220; other merchandise, 308.
15. On same, not exceeding in cost to
15. Every auctioneer, or firm of such him of 100,000—groceries, 300; other merchandise, 500.
Ioneers, doing business only at one place in the city, 250.
17. Every hawker or pedler, 50 00.
18. Every fruit stand, 20 00.
19. Every retailer of spiritous, vinous or malt liquors, only by the drink, 50 00 on the first $250 capital invested, and ten per cent. on all capital above that sum.
20. Every retailer of spiritous, vinous or malt liquors, who furnishes an addition thereto, oysters and other refreshments, as they may be called for, 100.
21. Every retailer of lager beer, ale, porter or light wines, for each one, $50.
22. For retailing cigars or tobacco in the same establishment, with either of the three last named above kinds of business, 20 00.
23. Each and every bank, branch bank, or bank agency doing business in the city, and not expressly exempted from taxation in its charter from the legislature of Tennessee, shall pay for license annually 500.
24. Every traveling broker, or exchange dealer, or firm thereof, doing business at only one place in the city, shall pay 50 00.
25. Every agent of a bank or banks, not chartered by the legislature of Tennessee, engaging in business or selling exchange for such bank or banks, or doing any other business for it or them, shall pay 500.
26. Every insurance company, (except life insurance companies), not chartered by the legislature of Tennessee, having an officer or agent in this city, shall pay 500.
27. Every insurance company chartered by the legislature of Tennessee, doing business in the city, shall pay 250.
28. Every life insurance company, or agency thereof, doing business in this city, taking risks exclusively on lives, 100.
29. Every accident insurance company, taking risks exclusively against accidents, shall pay 100.
30. Every hotel accommodating one hundred persons, or more, shall pay 500.
31. Every hotel accommodating fifty persons, or more, shall pay 250.
32. Every hotel accommodating twenty persons, or more, shall pay 100. Every keeper of boarding houses, who advertises by sign, 30 00.
33. Every keeper of a restaurant or eating house, where liquor, light wines and cigars are furnished at the table or counter, 150.
34. Every keeper of a restaurant where no liquor, light wines, or other drinks are furnished to guests, shall pay 100.
35. Every keeper of a saloon, nor tobacco or cigars to guests, shall pay 100.
36. Every person, (other than the producer,) or firm, who buys or sells cotton in the city, shall pay 100.
36. Every real estate broker shall pay 100.
37. Every general collector shall pay 75 00.
38. Every person pursuing the business of general broker or commercial agent, and not confined to any particular business, shall pay 250.
39. Every steamboat agent shall pay 100.
40. Every passenger agent shall pay 100.
41. Every railroad agent, for local or foreign companies, shall pay 100.
42. Every theater shall pay annually, in advance, 800.
43. Every amphitheater shall pay annually, in advance, 500.
44. Each and every public concert, for private benefit or gain, 25 00.
45. Every traveling minstrel company, for each twenty-four hours or each exhibition, 25 00.
46. Every regular opera troupe, for each exhibition, 25 00.
47. Transient or traveling circus companies, or menageries, under one canvas, or either separately, for each twenty-four hours or each exhibition, shall pay 50 00.
48. Each and every side show to any circus or menagerie shall pay, each day, 25 00.
49. Every public lecturer, or person performing feats of legerdemain, not elsewhere taxed in this ordinance, who shall charge a fee for admission to his lecture or performance, shall pay for each lecture or exhibition 25 00.
50. Every public lecturer who may desire to do so, may take out an annual license, as above, for 500.
51. Every keeper of billiard, pool or Jenny Lind tables, or tables of like device, on the first two tables each shall pay 50 00, and on the remaining number of tables 25 00 each.
52. Every keeper of a ten-pin alley, or alley of like device, on each of the first two alleys 50 00, and on the remaining number of alleys 25 00 each.
53. Every keeper of a shooting gallery 100.
54. Every keeper of a livery stable, for each stable 100, and on each omnibus, carriage, hack or vehicle drawn by two horses, and each buggy drawn by one horse, kept exclusively for hire, at such stable, 5 00.
55. Every owner of a cart, wagon, dray or other vehicle for hire, drawn by one horse, 10 00.
56. Every owner of a vehicle as above, drawn by two horses, 15 00.
57. Every owner of a vehicle as above, drawn by three or more horses, 25 00.
58. Every owner of omnibusses hacks, carriages, or other vehicles, for hire or use on the streets or in the limits of the city, for each, 20 00.
58½. Every wagon or other vehicle, kept and used exclusively for the free delivery of goods to customers of stores in the city, 10 00.
59. Every keeper of skids or tarpaulins shall pay 100.
60. Every owner, keeper or lessee of a house, shed, barn, yard or stable, wherein the business of receiving and taking care of horses, wagons, or other vehicles, or of feeding and taking care of horses or other animals is pursued for the purpose of making money, or for gain, shall pay for each, 100.
61. Every keeper of house or yard, where firewood is cut up to stove size and kept for sale, shall pay 50 00.
62. Every keeper of second hand articles shall pay 50 00.
63. Every keeper of a junk or rag store shall pay 50 00.
64. Every undertaker shall pay 100.
65. All persons engaged in business or manufacturing, and who do not properly come under the class denominated "merchants," but who exercise the privilege of doing business in Memphis, shall pay a tax upon the goods (not manufactured by them within the state) which they may bring to the city for sale, at the same rate as provided in this ordinance with reference to merchants.
66. Every keeper of a soda fount shall pay 10 00.
66½. Every keeper of an ice cream saloon shall pay 10 00.
67. Every person acting for himself or others, who shall receive orders, display samples, or act as agent for any house outside of the city, or sell goods in any manner not otherwise licensed, shall pay 100.
68. Every keeper of a shed or warehouse, or other place for the storage of cotton, or other articles, for pay, shall pay 50 00.
68½. Every merchant or dealer, or tender, of whatever kind, doing either a wholesale or a retail business, or both, and not otherwise specified in this ordinance, whatever may be the kind of goods dealt in, and who keeps no liquors of any kind, (except druggists for medical purposes) shall pay 50 00.
69. Every club room, where liquors of any kind are kept, shall pay 100.
70. Every keeper of a pleasure or beer garden, theater saloon, ball room or other establishment wherein spirituous or vinous liquors are sold by the glass or drink, or wherein spiritous, vinous malt liquors are drank on the premises, shall pay 100.

Sec. 2. That the term of "factor" or "commission merchant," as used in this ordinance, shall be construed to mean, and is hereby declared to mean, and embrace such persons only as are engaged in the business of buying and selling goods, wares and merchandise on orders from other parties, on commission, and who are not directly or indirectly interested, in any manner whatever, in the profits made on the articles bought or sold by them, and the terms "merchant," "trader" and "dealer" shall be constructed to mean and embrace, and are hereby declared to mean and embrace, all such persons as are engaged in the purchase and sale of goods, wares or merchandise, groceries, jewelry, drugs, medicines, and all other articles of traffic which may be bought and sold as a business pursuit, or for purposes of gain and profit, and for the sale of which a city license is required by this ordinance, or any other ordinance of the city duly passed and published.

Sec. 3. That the goods, groceries or merchandise which may be sold in this city without a license, under this ordinance or other city ordinance, by the manufacturers or producers thereof, are salt, iron, spun cotton, garden seeds, and articles manufactured within the state; but the sale of said articles shall not be exempt from taxation when owned or sold by any person who, under this or other city ordinance, it is required to take out a city license for the business or avocation in which he is engaged, or who holds out and advertises himself as a business man or merchant.

Sec. 4. That all licenses issued by the city register, as specified or required by this or other city ordinance, shall be issued for the twelve calendar months from the date thereof, and each and every person who may desire to obtain a license for the exercise of any privilege, or for the prosecution of any business or occupation for which a city license is required by law or ordinance of the city, shall apply therefor to the city tax collector on privileges, who, upon the receipt by him, from such applicant, of the amount required by the city for such license as he may wish, shall issue to such applicant a certificate to the city register, acknowledging the receipt by him of the amount in money required by city ordinance for such license, from such applicant, and upon the full compliance of such applicant with all further requirements of the ordinances of the city, in relation to such privilege or occupation, shall issue to him, or her or them, a city license therefor, for the term of twelve calendar months from date; and in case any person or persons shall engage in any business or trade for which a city license is required by ordinance of the city, without first having applied for and obtained such license, in conformity with the laws or ordinances of the city, and as herein provided, he or they shall, upon conviction thereof before the city recorder, be fined, for each day that such a trade or occupation shall be pursued without a license, in a sum not less than ten or more than fifty dollars.

Sec 5. That a wholesale or retail license shall be issued by the city register, on condition that the applicant for such license shall deliver to the city tax collector on privileges, a sworn statement of the invoice cost of the goods about to be offered for sale at the establishment or place in the city limits for which he wishes a license, and, on condition, that he shall enter into bond and security, to be approved by the city register, payable to the mayor and aldermen of the city of Memphis, or their successors in office, in the sum of one thousand dollars (1000), conditioned that the said applicant will render to the city register, at the time he, she or they may quit business, or at the end of twelve calendar months, if he, she or they may continue in business in this city so long, a sworn statement of the cost of all goods, wares or merchandise which he, she or they may have bought or brought to his, her or their said establishment for sale within said twelve calendar months, and since the date of his license above provided for, and that he, she or they shall pay the tax on the same, which shall be the difference between the amount of tax paid by him, her or them at the beginning of the year, and the tax fixed by ordinance of the city for the aggregate amount of goods, wares or merchandise, which he, she or they may have bought or brought to the city.

FURNITURE.

SOUTHERN FURNITURE HOUSE.

JAMES W. MCKINNEY of McKinney & Co. — A. J. CAMP of Camp & Co. — JAS. PATTERSON of Worsham House.

MCKINNEY, BRYSON & CO., DEALERS IN FURNITURE, CARPETS, OIL CLOTH, Shades and Curtain Goods,

No. 228 Main Street, McKinney's Old Stand, Memphis, Tenn.

INSURANCE.

ÆTNA INSURANCE COMPANY HARTFORD, CONN.

INCORPORATED 1819.

ASSETS, JULY 1, 1866.

Cash on hand, in bank and with agents	$ 257,320 05
United States stock	812,277 75
Real estate, unincumbered	80,350 00
State stocks	497,600 05
New York bank stocks	734,170 00
Hartford bank stocks	270,850 00
Miscellaneous bank stocks	120,000 00
Railroad stocks, etc	273,967 50
Mortgage bonds, city, county and	
Total	1,011,136 60

LIABILITIES.

Losses unadjusted and not due	$ 221,238 55
Net	3,854,394 29
Income for last year, net	2,831,694 94
A daily income of over	8649 05
Losses and expenses	2,340,254 03
Tax paid, government and state	176,178 34
Total losses paid in 47 years	19,127,416 00
Tax	17,443,600 29
Dividend	1,884,809 07

LOSS BY PORTLAND FIRE, JULY 4.

The total amount covered by the Ætna Policies on property destroyed or damaged is $298,856, on which salvage will be about five per cent. Our portion of the loss will not vary much from $250,000, and was promptly adjusted and paid. This sum is five per cent. upon the company's assets, a loss not slightly exceeding our guaranty fund and State taxes paid last year, or a proportion equal to a $5000,000 for a company of $100,000 assets.

The necessity for insurance and the value of security, strong corporations is forcibly illustrated by this fire. Several weak insurance companies are destroyed. Portland has a population of 30,000—was handsomely built of most of fine brick or stone structures—protected and served with upward of 400 single trees—bounded on three sides by water—indeed, literally, almost rising from the ocean—and with a steam fire department—yet it has $500,000 of property consumed in a few hours—upon a holiday when its people are less occupied—from the very insignificant cause of a contemptible fire cracker.

Remember the trifling cost of fires that sweep away in a few hours the earnings of years. Consider your best interest and give the Ætna Agent a call if you need proper insurance security. Pay a fair rate of premium for a good and genuine article and with these lights and experiences before you, procure your insurance with shrewd judgment.

Applications for insurance promptly attended to by H. A. LITTLETON, Agent, No. 278 Front street, up stairs.

MISSISSIPPI VALLEY Insurance Company, No. 278 FRONT STREET, Up Stairs.

CAPITAL, : : $300,000.

THIS Company, having transacted a very successful business during the past eight years, is now prepared to carry an INCREASED LINE of

FIRE AND INLAND RISKS,

and a share of public patronage is solicited.

H. A. LITTLETON, President.
C. P. MORRIS, Vice-President.
JOHN R. STEBBINS, Secretary.

DIRECTORS:

A. P. BURDITT, E. M. APPERSON, DAN. ARLE, OSCAR MINOR, W. Y. CIRODE, F. W. SMITH, THOS. R. SMITH, W. B. GALBREATH, W. H. CHERRY, CHAS. NORTHROP, W. M. FARRINGTON, NATHAN CORRONA, GEO. W. TROTTER, S. R. BEAUMONT, FRANK I. DAVIS, J. W. LEFTWICH, L. M. WOLCOTT, W. C. POSTAL.

MEDICAL.

USE GALLIGHAN'S PILLS FOR CHILLS & FEVER A CERTAIN CURE

GALLIGHAN'S PILLS are composed simply of *Vegetable Medicines*. They are *Gallipan Pills*, acting upon the *Stomach, Liver, and Bowels*, containing no Arsenic, Calomel, Lime, Mercury, or any other Mineral substance. The greatest Miracle the Proprietors claim for these Pills is that, without the aid of Calomel, Blue Mass, or any other Mineral, they will cure the most obstinate cases of CHILLS AND FEVER, DUMB AGUE, PERIODICAL HEADACHE, NEURALGIA, and all affections of a like character. Follow the directions, and you will find they will do all that is claimed for them. Try one box, and their merits will recommend them ever afterwards.

☞ We have used *Galligham's Pills*, and have never known them to fail to cure when the directions were followed, and unhesitatingly recommend them to public favor.

Hon. T. H. WATTS, Ex-Gov. of Alabama.
" T. J. JUDGE, Judge Supreme Court of Ala.
" ROBERT DOUGHERTY, Judge 9th Circuit of Alabama.
Wm. G. WALLER, Sheriff Montgomery Co., Ala.
Hon. ALEX. B. LITTLEFALL, Montgomery, Ala.
Col. JAS. H. WEAVER.
" CRAWFORD BIBB.
MAJ. E. I. BANKS, Com. Merchant, N. O. La.
GEO. MASON, Esq., Mayor Wetumpka, Ala.
MIKE L. WOODS, Atty at Law, 290 Bdway, N. Y.

BLOUNT & HALE, Sole Proprietors, Montgomery, Alabama.

WHOLESALE DEPOTS.

Harral, Risley & Tompkins, 11 Chambers St., N. Y.
E. J. Hart & Co., New Orleans, La.
Blount & Hale, Montgomery, Alabama.

Sold by all Druggists.
Retail Price, $1.50 per Box.

On receipt of $1.50, one box of the Pills will be sent to any part of the United States.

☞ Wholesale also, by T. W. Marsden, New York; Edward Willer & Co., Louisville, Ky., Harris, Ward & Co., New Orleans.

☞ For sale in Memphis, Tenn., by P. L. Hunt & Co., S. Manseed & Co., and all druggists. se2 6m

S. C. TOOF'S FRANKLIN Job Printing House 15 WEST COURT STREET.

Excelsior Printing—Low and Uniform Prices—Perfect Satisfaction in all cases Guaranteed. Orders respectfully Solicited.

THE IUKA SPRINGS

STILL have a large crowd, and will have all winter, owing to the remarkable healthiness of the locality and permanent virtues of the waters. Invalids of all classes, the sick of all diseases, will find the best of medical attention. If you are sick, it is the place to get well. Terms, $8 per month.

MILLER & PATTERSON.

se19

SAMUEL MOSBY. CHAS. H. DORION, JR.

MOSBY & DORION, Commission Merchants,

OFFICE: No. 15 Mosby and Hunt's Building, Up Stairs,

No. 304 Front St., MEMPHIS, TENN.

☞ Consignments of Cotton, for sale or shipment, solicited. Receiving and Forwarding Merchandise solicited. Orders accompanying consignments carefully and promptly executed. aug31am-w6m

JOHN G. WALLACE & CO. Commission Merchants —AND— WHOLESALE DEALERS

in Groceries and Plantation Supplies, 316 Front Street,

MEMPHIS ..... TENN.

WE have this day associated with us in business, W. L. S. TAYLOR, of Memphis, and A. A. OGLESBY, of Panola county, Miss. JOHN G. WALLACE alone is authorized to sign the firm name.

JOHN G. WALLACE & CO.

Aug. 20, 1866—1m30

GREAT REDUCTION IN PRICE OF Passage to Europe,

BY the only American Line to England and France. The New York and Havre Steamship Company's first class mail steamships ARAGO and FULTON, having been thoroughly refitted, will leave Pier No. 37 North river for Havre, calling at Falmouth, the following days, at noon precisely:

Fulton, S. Samuels, Saturday, Aug. 4, 1866.
Arago, Henry A. Gadsden, Saturday, Sept. 1, '66.
Fulton, S. Samuels, Saturday, Sept. 29, 1866.
Arago, Henry A. Gadsden, Saturday, Oct. 27, '66.
Fulton, S. Samuels, Saturday, Nov. 24, 1866.
And every 28 days thereafter. Prices of passage reduced to gold.

First Class	Main Saloon	$150.
	Lower Saloon	80.
Second Class		50.

An experienced surgeon on board.

The company will not be responsible for specie or valuables unless bills of lading, having the value expressed, are signed therefor.

JOSEPH J. COMSTOCK, Agent, No. 7 Broadway, New York.

MISCELLANEOUS.

LATEST FASHIONS! DEMAND J. W. BRADLEY'S DUPLEX ELLIPTIC (OR DOUBLE SPRING) SKIRT!

WHICH IS UNIVERSALLY ACKNOWLEDGED by all ladies through out the length and breadth of the land to be the most PERFECT and AGREEABLE ever invented. They will not BEND or BREAK like the single spring-hoop, but will preserve their GRACEFUL SHAPE when two or three ordinary skirts have been thrown aside as useless. Hence are sold together the cheapest and best. Their unequaled FLEXIBILITY and other excellent qualities which adapt them to the WANTS OF THE WEARER has made the Duplex A GREAT FAVORITE among fashionable people, and justified all the leading Fashion Books in pronouncing them

THE STANDARD SKIRT

of the Fashionable World.

FOR SALE EVERYWHERE.

H. A. BRADLEY & CAREY, Sole owners of the Patent, Exclusive Manufacturers.

Warehouse and Office 97 Chambers and 79 and 81 Reader street, New York.

Inquire for Bradley's Duplex Skirt.

CAUTION.—To guard against imposition we be particular to notice that skirts offered for DUPLEX SKIRTS have red ink stamp, "J. W. BRADLEY'S DUPLEX ELLIPTIC STEEL SPRINGS" upon the waistband—none others are genuine. Also, notice that each hoop will admit a PIN being passed through the center of it, thereby proving that there are two springs braided together therein, which is the SECRET of their superior STRENGTH and FLEXIBILITY and a combination not possessed by any SINGLE SPRING hoop.

Made in all styles to suit the wearer, viz: The "Empress Trail," 3¼ yards (latest) for Drawingroom and Party Dress.

The Pride of the World, 3¼ yards (latest) for Promenade Dress.

The Paris Trail, 3 yards (latest) for House Dress.

☞ The name of the style will be found on the waistband of the skirt. nov1 3m

BUY YOUR HOLIDAY GOODS —AT THE— FURNITURE —AND— CARPET HOUSE —OF— AMES, WOODBURY & JONES, 392 : MAIN ST. : 392

THEY have in store and are constantly receiving the

Latest Styles and Patterns —OF— HOUSEHOLD FURNITURE, —SUCH AS—

Chamber Sets, Cottage Sets, Parlor Sets, Desks and Office Furniture, —IN— Walnut, Rosewood, Oak and Mahogany.

— ALSO —

Willow Ware, Toilet Sets, Childs' Gigs, Rockaway Horses, Toy Furniture, Clocks, Etc., Etc.,

Which they offer at

Cincinnati and Louisville Prices,

For CASH or Approved City Acceptance.

OUR STOCK OF CARPETS

Comprise a Complete Assortment of

Fine Tapestry, Brussels, Ingrain and Three-Ply.

— ALSO —

Mats, Matting, Rugs and Oil Cloths.

Particular Attention Given To the MANUFACTURE of SCHOOL FURNITURE, Desks and Counting-House Goods.

AMES, WOODBURY & JONES, 392 MAIN STREET,

Gayoso Block, : : MEMPHIS, TENN.

nov2 dec2 3m

NOVEMBER 24th, 1866.

HANDSOME NEW PRINTS!
HEAVY WHITE KENTUCKY TWILLS!
HEAVY WHITE KENTUCKY LINSEY!
NEW STYLE PLANTATION WOOLENS!
LONG LEGGED BOOTS!
"HIGH CUT" UNLINED BROGANS!
EXTRA SIZE WOMEN'S LACE BOOTS!

HOWELL, WOOD & CO.,

ARE now receiving their THIRD STOCK of PLANTATION GOODS!

Purchased during the present season and offer at great

"INDUCEMENTS."

Commission Merchants

Will find JUST THE ARTICLE their planting friends are ordering at our establishment. A large stock of GENUINE

White Kentucky Twills and Heavy Linseys, Long Legged Boots, High Cut Brogans,

With all the Novelties and Improved Styles of PLANTATION GOODS adapted to the

"NEW DISPENSATION."

Call at the

SOUTHERN PALACE, 332 Main Street.

HOWELL, WOOD & CO.

MUSICAL.

"STODART" NEW SCALE Overstrung, Full Iron Frame PIANO-FORTES.

STODART & MORRIS, Manufacturers of GRAND, SQUARE AND UPRIGHT PIANO-FORTES.

OUR New Scale Pianos, in addition to their peculiar merits, contain every really valuable improvement patented, rendering the most complete and perfect instrument ever offered to the public; and for

Purity of Tone, Delicacy of Touch, Durability, and also standing the Test of Severe Climates, the NEW SCALE STODART PIANO-FORTE STANDS UNRIVALLED.

The Piano-Fortes of this manufacture have stood the test of more than a quarter of a century, and the manufacturers are at liberty to refer to over

TWENTY-FIVE THOUSAND FAMILIES,

who have them in use in nearly every part of the civilized world.

Parties favoring us with their orders, which will be promptly attended to, can rely upon being as favorably dealt with as if their selections were made in person.

All letters will be promptly answered by

STODART & MORRIS, 684 Broadway, New York.

Best! Pianos. Get The

H. BERNARD, 280 Main St., Memphis,

Sole Agent for Schomaker & Co.'s Unequalled Pianos and Smith's American Organs.

SHEET MUSIC, MUSICAL INSTRUMENTS of all kinds, Italian and Other Strings IN GREAT VARIETY at NO. 280 MAIN STREET.

EVERY Piano of the above make fully warranted for five years, and no charges made for cover, stool or shipping. Old Pianos taken in exchange, and tuning and repairing promptly attended to.

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Memphis, November 1, 1866. nov9 2m

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Junction " " " ..... 11 00 a.m.
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Night Express at ..... 3:30 p.m.

Making close connection with Memphis and Tennessee Railroad for New Orleans, and with steamers for all points on White and Arkansas rivers, and Cairo and Memphis Packet.

Through tickets and all information can be obtained at Ticket Office, in Gayoso House, corner of Main and Jefferson streets, and at Depot office, Memphis.

SAM. B. JONES, General Superintendent.

MISSISSIPPI AND TENNESSEE RAILROAD.

CHANGE OF TIME.

On and after Monday, December 26, 1866, trains will run as follows:

LEAVE MEMPHIS.

Mail train	3:00 p.m.
Lafayette Accommodation	2:30 p.m.

ARRIVE AT MEMPHIS.

New Orleans Express	9:30 p.m.
Lafayette Accommodation	10:30 a.m.

New Orleans Express makes close connection at Grenada for New Orleans and all points South and West. Through tickets to all points.

C. F. OAKLEY, Gen. Ticket Ag't. nov25

MEMPHIS & CHARLESTON RAILROAD.

NOTICE TO SHIPPERS

HAVING been appointed Agent of the Memphis and Charleston Railroad for all Through Freights, I am offering Shippers of Cotton the lowest rates ever offered to any party by any other route.

The shortest and Quickest Route and but One Change of Cars.

I am soliciting shipments to Baltimore, Philadelphia, and Charleston Railroad, for all points North, East and West.

Trains Arrive in Memphis:

Mail	3:00 p.m.
Lafayette Accommodation	2:30 p.m.

Through Freight Agent.

Memphis, Oct. 19, 1866. oct20

MEMPHIS & LITTLE ROCK RAILROAD,

SECRETARY AND TREASURER'S OFFICE, No. 14 Monroe street, MEMPHIS, TENN., Nov. 22d, 1866.

W. R. WADLEY, Sec'y and Treas. pro tem: Five hundred and twenty thousand dollars of the first mortgage bonds of this company have been issued for the benefit of citizens of Memphis. You will therefore proceed to call for and collect from the subscribers five per cent. per month, thereafter, until the whole is paid.

R. C. BRINKLEY, Pres't M. & L. R. R. Co.

NOTICE.

Subscribers will please call at my office, 14 Monroe street, on the 10th day of December next, and pay the first instalment on the bonds issued and delivered to them, as the same have let out. Estimates will be in, and contractors must have money.

W. R. WADLEY, Sec'y and Treas. Memphis and Little Rock R. R. Co. November 23d, 1866. nov22-

MEMPHIS AND LOUISVILLE RAILROAD.

FAST FREIGHT LINE!

Notice to Merchants and Shippers.

OFFICE OF GENERAL SUPERINTENDENT, MEMPHIS, TENN., August 25, 1866.

THIS Line will, on MONDAY NEXT, commence running their

Through Freight Trains

between Memphis and Louisville, coming through in 35 hours without change of cars. Freight carried at the lowest rates, by this line shippers are saved the commissions, insurance, delays, shrinkages, etc., incident to shipments by river. All goods consigned to Agent of Louisville and Memphis Fast Freight Line, Louisville, will be shipped free of commissions and without delay.

This route is ab